MINUTS

Of the Proceedings in Parliament.

Thursday May 6. 1703.

Prayers said,

HER Majesties Commission to *James* Duke of *Queensberry* for representing her Royal Person in this Session of Parliament, was read by the Lord Clerk Register, and ordered to be recorded.

The Rolls called,

The Earl of *Forfar* protested in name of the Marquis of *Douglass*, that the calling of any others in the Rolls of Parliament before him, may not prejudge him of his first Vote in Parliament.

The Earl of *Forfar* protested also in name of the Earl of *Southerland*, against the calling any Earls before him in the Rolls of Parliament.

The Earl of Errol protested against the calling any Earls before him.

The Earl Marischal protested against the calling any Earls before him.

The Earl of *Marr* protested against the calling any Earls before him.

The Earl of *Mortoun* protested against the calling any Earls before him.

The Earl of *Eglintoun* protested against the calling of the Earl of *Glencardine* before him.

The Earl of *Findlator* protested against the calling the Earl of *Airly* before him.

The Earl of *Leven* protested against the calling of the Earl of *Callender* before him.

The Lord Justice Clerk protested in name of the Lady *Lovat*, against the calling of any Lord before the Lord *Lovat*.

The Laird of *Glenagies* protested against the ranking of any shires in the Rolls of Parliament before the Shire of *Perth*.

The Laird of *Clavers* protested against the calling any other of the Barrons representing the Shire of *Roxburgh* before him, who is the most ancient Barron, and against the Lord Clerk Register and Lord *Lyon* for altering the Order of their Commission wherein he is first returned.

The Lord *Anstruther* for the Shire of *Fife*, protested against the ranking of any other Shire in the Rolls of Parliament before the Shire of *Fife*.

The Laird of *Dunboig* proteſted againſt calling the Laird of *Balfour* before him, who is Son to an ancient Lord.

Hugh Montgomery Provoſt of *Glaſgow* proteſted, that the Order of the Rolls that is now called might not prejudge the rank of the Burgh of *Glaſgow*.

Sir *John Areskine* of *Alva* proteſted that the calling of him as Burgeſs of the Burgh of *Burnt-iſland*, might not prejudge him of his choice to repreſent the Shire of *Clackmannan*, if his Commiſſion from that Shire ſhall be ſuſtained and preferred.

The Laird of *Leuchat* for the Burgh of *Inverkeithing* proteſted againſt the calling of any other Burgh before *Inverkeithing*.

Upon calling the Rolls, there being ſeveral Queſtions moved about double Elections, and Objections againſt Elections from ſome Shires and Burghs; It was agreed to proceed to conſtitute the Houſe, and to qualifie the uncontroverted Members, and then to reſume the Conſideration of theſe Queſtions before the voting of any other Buſineſs.

After calling of the Rolls, the Court of Parliament was fenced in the uſual Form by the Lyon King at Arms, the words thereof being read by the Lord Clerk Regiſter, whereupon the Lord *Boyle* Lord Theſaurer-deput took Inſtruments in abſence of Her Majeſties Advocat.

Her Majeſties Gift and Commiſſion in favours of *James* Earl of *Seafield* to be Lord high Chancellor, read, and ordered to be recorded.

Her Majeſties Gift and Commiſſion in favours of William Marqueſs of *Annandale*, to be Preſident of Her moſt honourable Privy Council, read, and ordered to be recorded.

Her Majeſties Gift and Commiſſion in favours of *John* Earl of *Tullibardine*, to be Lord Privy Seal, read and ordered to be recorded.

Her Majeſties Gift and Commiſſion in favours of *George* Viſcount of *Tarbat*, to be one of Her principal Secretaries of State for this Kingdom: As alſo a Letter from Her Majeſty to my Lord Commiſſioner, appointing the ſaid Viſcount to have the Seat and Vote of Secretary of State for this Seſſion of Parliament, both read and ordered to be recorded.

Her Majeſties Gift and Commiſſion in favours of Sir *James Murray* of *Philiphaugh*, to be Lord Clerk Regiſter, read and ordered to be recorded.

Her Majeſties Gift and Commiſſion in favours of Mr. *Roderick Mackenzie* of *Preſtounhall*, to be Lord Juſtice Clerk, read and ordered to be recorded.

The Lord Chancellor took the Oath of Alledgeance, and ſubſcribed the ſame with the Aſſurance, and then took the Oath of Parliament all adminiſtrat to his Lordſhip by the Lord Clerk Regiſter, and the Lord Clerk Regiſter took the ſame Oaths, and ſubſcribed the Oath of Alledgeance with the Aſſu-

Aſſurance, adminiſtrat to him by the Lord Chancellor: After which all the other Nobility, Officers of State, and Commiſſioners from Shires and Burghs, five by five together in their order tock the Oath of Alledgeance, and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance.

Her Majeſties Letter to the Parliament was read firſt by the Lord Clerk Regiſter, and thereafter read again by one of the ordinary Clerks.

The Lord high Commiſſioner made a Speech to the Parliament, and the Lord Chancellor another, both which Speeches with Her Majeſties Letter to the Eſtates were ordain'd to be Printed.

Then the Draught of an Act for Recognizing and Aſſerting Her Majeſties Authority, and Her undoubted Right and Title to the Imperial Crown of this Kingdom, was preſented by his Grace the Duke of *Hamiltoun*, and read, and ordained to be marked as read for the firſt time.

After which, the Lord Chancellor by order of the Lord high Commiſſioner, adjourned the Parliament till *Tueſday* next at Ten a clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and Eſtates of Parliament, Sir* James *Murray of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew *Anderſon, Her Majeſties Printer to Print theſe Minuts of Parliament and that no other preſume to Print the ſame.*

JA. MURRAY.

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament.

Tuesday May 11. 1703.

Prayers said,
The Roll called,
The Minuts *of the last* Sederunt *read.*

THE Earls of *Glencairn*, *Hume*, *Galloway*, *Kincardine*, *Kintore*, *Aberdeen*, *Melvill* and *Marchmount*, the Viscounts of *Stormount* and *Tivlot*; the Lords of *Forbes*, *Saltoun*, *Colvil* and *Rollo*, & Sir *James Stuart* Her Majesties Advocat took the Oath of Alledgeance, and Oath of Parliament, and subscribed the Alledgeance and Assurance.

Sir *John Lauder* of *Fountainhall*, *William Morison* of *Prestoungrange*, *Duncan Forbes* of *Colloden*, *Alexander Duff* of *Braco*, and the Laird of *Brodie*, as Commissioners for Shires; *David Christy*, Mr. *James Melvill*, *Robert Johnstoun*, *William Coltron*, *George Moncrieff*, and Sir *William Hamilton*, as Commissioners for Burrows, in like manner took the Oath of Alledgeance, and Oath of Parliament, and subscribed the Alledgeance and Assurance.

Her Majesties Gift and Commission in favours of the Lord *Boyle*, to be Lord Thesaurer-depute was read, and ordered to be recorded.

The Act for settling the Orders of the Parliament-house, read, and Copies thereof ordained to be affixed on the Doors and other Places according to Custom.

The Consideration of these Questions which related to controverted Elections, was resumed, and the double Election for the Shire of *Clackmannan* considered, and both the Commissioners elected were allowed to see and interchange such Writes and Instructions as should be founded upon for either Partie, and Diligence allowed to Sir *John Erskine* against the Clerk of the Election, and others havers, to be reported the day of *May* instant:

The Double Election of Sir *George Suitie* of *Balgoun* and the Laird of *Ormistoun* younger for the Shire of *East Lothian* was considered, and both ordained to produce, and allowed to see all Writes to be founded upon in the Competition to be furder considered by the Parliament at the next Meeting.

The double Elections of the several Commissioners for the Shire of *Berwick*, considered, and their respective Objections and Answers, with the

Writes

Writes to be founded on for instructing thereof, ordered to be given in and seen in the Clerks Hands by the Parties concerned against the next sitting of Parliament, and then either determined in plain Parliament, or remitted to a Committee.

A Warrand given to the Barrons and Freeholders of the Shire of *Selkirk*, to elect another Commissioner for that Shire, in place of Sir *James Murray* of *Philiphaugh*, now promoted to be Lord Clerk Register, and to meet for that effect upon *Tuesday* the eighteenth current.

The double Election of the several Commissioners for the Shire of *Lanerk*, considered, and the Commission from that Shire in favours of the Lairds of *Lamingtoun*, *Jerviswood*, *Stevenstoun* younger, and *Aikenhead* unanimously sustained, and they took the Oath of Alledgeance, and Oath of Parliament, and subscribed the Alledgeance and Assurance accordingly.

Warrands upon Petitions, in order to the obtaining protections, granted for citing the Creditors of Sir *Archibald Cockburn* Elder of *Lantoun*, *William Cockburn* now of *Cockburn*, Son to the deceast *James Cockburn* sometime Goldsmith in *Edinburgh*, and *Patrick Steil* Vintner there.

Then the Lord Chancellor by Order of my Lord High Commissioner, Adjourned the Parliament till *Friday* next at Ten a Clock.

BY Order of his Grace* James *Duke of* Queensberry *Her Majesties high Commissioner, and Estates of* Parliament, Sir James Murray *of* Philiphaugh, *one of the* Senators *of the* Colledge *of* Justice, *Lord Clerk* Register *Appoints the Heirs and Successors of* Andrew Anderson *Her* Majesties Printer *to* Print *these* Minuts *of* Parliament, *and that no other presume to* Print *the same.

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Queens most Excellent Majesty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament,

Fryday May 14. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

THE Lords *Semple*, *Elphingſtoun*, *Forreſter* & *Bellenden*, Sir *John Houſtoun* of that Ilk, the Laird of *Blackhall* younger, & *Alexander Gordon* of *Gartie*, Commiſſioner for Shires, took the Oath of Alledgeance and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance.

The Contraverſie anent the Commiſſions of Sir *Robert Sinclair* of *Longformacus*, and Sir *John Home* of *Blackadder* for the Shire of *Berwick* being paſt from, they took the Oath of Alledgeance and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance.

Mr: *Robert Stuart* of *Tillicultry* having choſen to repreſent the Shire of *Bute*, and Sir *John Erskine* of *Alva* to repreſent the Burgh of *Burntiſland*, rather than to inſiſt upon their contraverted Commiſſions for the Shire of *Clackmannan*, both took the Oath of Alledgeance and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance.

The Laird of *Cavers* having inſiſted on his proteſtation againſt the Lord Regiſter, and the Lord *Lyon* for altering the Order in the return of the Election for the Shire of *Roxburgh*, obſerved in this and former Elections, where the Lairds of *Cavers* were choſen; The Lord Clerk Regiſter was ordained to ſearch in the Records of Parliament, how the Lairds of *Cavers* when formerly elected with Knights Baronet to repreſent that Shire were in uſe to be ranked in the Rolls, and to report.

The Conſideration of the controverted Election for the Shire of *Haddingtoun*, betwixt Sir *George Suitie* and the Laird of *Ormiſtoun* younger, was of conſent of Parties continued to the firſt ſitting of Parliament next Week.

The Conſideration of the double Elections for the Shire of *Berwick* continued of conſent to the ſame day.

Moved, That the Objections made againſt the Elections for the Shire of *Dumfries* might be conſidered, and in regaird neither the Objectors, nor any having their Mandat was preſent to inſiſt; The Conſideration thereof was let fall.

The Conſideration of the contraverted Elections for the Shires of *Air* and *Dumbartoun* continued, and all Parties appointed to produce their ſeveral Writes for inſtructing or anſwering the reſpective Objections againſt the firſt ſitting of Parliament next Week, that the Parliament might then determine with Certification if they produced not, that no farder time ſhould be allowed for producing thereof.

The controverted Election for the Shire of *Renfrew* in favours of the Laird of *Pollock* of that Ilk, and the Laird of *Orbiſtoun* younger, with the ſeveral Objections againſt theſe Free-holders who voted for either Party being conſidered,

ſidered, the Objection againſt *Houſtoun* elder of *Johnſtoun* was ſuſtained, there being nothing produced to inſtruct his Free-hold. Then the Objection againſt the Town of *Paiſly* [that being a Burgh of Barrony, howbeit infeft, and in poſſeſſion of a Free-hold, yet ſince no Burgeſs could be delegat for that end, therefore the Incorporation could have no Vote in the Election of Barrons] was conſidered, and the Houſe having acquieſced to ſuſtain the Vote, the Objection was paſt from by the Party, and allowed to be withdrawn; after which the Objections againſt *Semple* of *Cathcart* and ſome others, who had voted for *Orbiſtoun* younger being ſuſtained, the Commiſſion in favours of the Laird of *Pollock*, was preferred, and accordingly he took the Oath of Alledgeance and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance.

The compeating Commiſſioners for the reſpective Shires of *Linlithgow* and *Orknay* were ordained to produce and interchange ſuch Writes as they were to found upon in their ſeveral Competitions, to be ſeen by either Party concerned, in order to the determining thereof the firſt ſitting of Parliament next Week, with Certification if they failzied, no farder time ſhould be allowed them, *&c.*

James Sinclair of *Stemſter* one of the Commiſſioners for the Shire of *Caithnes*, was ordained to inſtruct his having right to vote in the Election of Commiſſioners to the Parliament from that Shire, againſt the ſame day with the like Certification.

The Proteſtation againſt the Election of the Laird of *Stendrie* for the Shire of *Fife*, and grounds thereof being conſidered, his Election was found null, as being made without the previous Intimation at the Head-burgh of the Shire required by Law, and accordingly his Name was ordained to be left out of the Roll, and a Warrand granted to the Free holders of that Shire to meet for a new Election on *Tueſday* the 25 of this Month.

The compeating Commiſſioners from the Burghs of *Haddingtoun*, *Kirkaldie*, *Arbroath* and *Dornock*, ordained to inform anent their ſeveral caſes, and to produce their reſpective Inſtructions, to be conſidered the firſt ſitting of Parliament next Week; with Certification that no farder time ſhall be allowed for doing thereof.

The Lord Chancellor by Order from Her Majeſties high Commiſſioner, Adjourned the Parliament till to Morrow at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and Eſtates of Parliament, Sir* James *Murray of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew *Anderſon, Her Majeſties Printer to Print theſe Minuts of Parliament and that no other preſume to Print the ſame.*

JA. MURRAY. *Cls. Reg.*

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MINUTS

Of the Proceedings in Parliament,

Saturday May 15. 1703.

Prayers ſaid,

The Rolls called,

THE Lord Advocat proteſted for the Lord Regiſter and himſelf, that the calling of the Lord Theſaurer-Deput in the Rolls before the Regiſter and him, with regard to his being a Peer, might not prejudge them of their juſt rank and precedency.

The Minuts of the laſt Sederunt *read,*

The *Formula* ſubjoyned to the Act of Parliament in *Nov.* 1700 for preventing the growth of Popery, as it was ſubſcribed by the Lord *Semple*, and atteſted by the Earl of *Eglintoun* and her Majeſties Advocat, two of the Lords of Her Majeſties privy Conncil being read: The Lord *Semple* was Ordained to take and ſubſcribe it again in Parliament, and he took and ſubſcribed it accordingly.

It being moved that the Act preſented by the *Duke* of *Hamilton* for Recognizing and aſſerting Her Majeſties Authority might have a ſecond reading; Her Majeſties Advocat offered to the conſideration of the Parliament, an additional Clauſe to the ſtatutory part of the Act, *viz.* That it ſhould be treaſon to quarrel Her Majeſties Right and Title to the Crown, or Her exerciſe of the Government from Her actual Entry to the ſame; and after reaſoning upon the Addition, the Vote was ſtated, *Proceed*, or *Delay* the conſideration of the Amendment, and carried proceed.

It was thereafter moved, that in place of theſe Words propoſed by Her Majeſties Advocat, the following words might be added, *viz.* That it ſhould be Treaſon to quarrel Her Majeſties Right and Title to the Crown, or Her being in the Exerciſe of the Government thereof, conform to the *Claim of Right*, and thereupon the Vote ſtated, whether the firſt or ſecond Clauſe ſhould be added; It carried that the firſt ſhould be added, and then the Act with the firſt additional Clauſe was put to the Vote and approven.

The deſire of a Petition for the Earl of *Home*, craving a Warrand to cite Sir *Patrick Home* Advocat, to compear before the Parliament, for diſcuſſing a Proteſtation for remeed of Law, taken upon his obtaining a Decreet of the Lords of Council and Seſſion againſt the ſaid Sir *Patrick*, was granted.

Warrands on Petitions, in order to the obtaining Protections, granted for citing the Creditors of Mr: *William Gordon* of *Balcomie* Advocat, and Mr. *John Buchan* Clerk to the high Commiſſion for Valuation of Teinds, *&c.*

The Lord Chancellor by Order from Her Majeſties high Commiſſioner, adjourned the Parliament till *Wedneſday* next at ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queen's moſt Excellent *Majeſty*, *Anno Dom*, 1703.

MINUTS

Of the Proceedings in Parliament.

Saturday May 15. 1708.

The Lord Advocat protested for the Lord Register and himself, that the calling of the Lord Thesaurer-Depur in the Rolls before the Register, with regard to his being a Peer, might not prejudge them of their just rank and precedency.

The Minuts of the last Sederunt read.

The Forewale subjoyned to the Act of Parliament in Anno 1700. for preventing the growth of Popery, as it was inlarged by the Lord Semple, and explained by the Earl of Eglintown and her Majesties Advocat, two of the Lords of Her Majesties privy Council being read: The Lord Semple was Ordained to take and subscribe it again in Parliament, and he took and subscribed it accordingly.

It being moved that the Act produced by the Duke of Hamilton for Recognizing and altering Her Majesties Authority might have a second reading: Her Majesties Advocat offered to the consideration of the Parliament, an additional Clause to the fourtory part of the Act, viz. That it should be treason to quarrel Her Majesties Right and Title to the Crown, or Her exercise of the Government from Her actual Entry to the time; and after reasoning upon the Addition, the Vote was stated, Proceed, or Delay the consideration of the Amendment, and carried proceed.

It was thereafter moved, that in place of these Words proposed by Her Majesties Advocat, the following words might be added, viz. That it should be Treason to quarrel Her Majesties Right and Title to the Crown, or Her being in the Exercise of the Government thereof, conform to the Claim of Right, and thereupon the Vote stated, whether the first or second Clause should be added; It carried that the first should be added, and then the Act with the first additional Clause was put to the Vote and approven.

The desire of a Petition for the Earl of Leven, craving a Warrand to cite Sir Patrick Home Advocat, to compear before the Parliament, for dilcuting a Protestation for treason of Law, taken upon his obtaining a Decreet of the Lords of Council and Session against the said Sir Patrick, was granted.

Warrands on Petitions, in order to the obtaining Protections, granted for citing the Creditors of Mr. William Gordon of Balcomie Advocat, and Mr. John Bruce Clerk to the high Commission for Vacation of Teinds &c.

The Lord Chancellor by Order from Her Majesty's high Commissioner, adjourned the Parliament till Wednesday next at ten a Clock.

EDR. Duke of Sir Croce James Duke of Queensberry, Her Majesties High Commissioner, and Lieutenant of Parliament, Sir James Murray of Philiphaugh, one of the Senators of the College of Justice, Lord Clerk Register, Depute Thesaurer and Sheriff of Andrew Anderson, Her Majesties Printer to the Parliament of Parliament, and their successors to Print the Acts

J.A. MURRAY, Cl. Reg.

Edinburgh, Printed by the Heirs and Successors of Andrew Anderson, Printer to the Queens most Excellent

MINUTS

Of the Proceedings in Parliament,

Wednesday May. 19. 1703.

Prayers said,

The Rolls called.

THe Lord *Rae* and Mr. *John Pringle* of *Haining* Commissioner for the Shire of *Selkirk*, in place of Sir *James Murray* of *Philiphaugh* now Lord Register, took the Oath of Alledgeance and Oath of Parliament, and subscribed the Alledgeance and Assurance.

The Minute of the last Sederunt read.

The Act for Recognizing Her Majesties Authority was touched with the Scepter by the Lord high Commissioner in the usual Form.

The Earl of *Home* presented the Draught of an Act and offer of a Supply to *Her* Majesty for the ends therein contained.

The Marques of *Tweddale* presented an Overture for a Resolve of Parliament, that before all other Business, the Parliament might proceed to make such Conditions of Government and Regulations in the Constitution of this Kingdom, to take place after the decease of Her Majesty, and the Heirs of Her Body, as shall be necessary for the Preservation of our Religion and Liberty; Both which Papers were read in order as they were presented, and ordered to ly on the Table.

The Consideration of the controverted Elections for the Shire of *East-Lothian*, betwixt Sir *George Suttie* and the Laird of *Ormistoun* younger was resumed, and the Objection against *Home* of *Gembleshiels* who had voted for Sir *George*, that his Retour did not bear his Lands extended to the twenty Merks of old Extent mentioned therein, as distinct from the *Feu*-duty in the *Reddendo*, conform to the Act of Parliament 1681 was sustained. The Objection against *Cant* of *Dryburnfoord*, another of these who voted for Sir *George*, was past from, and the Objection against *Ogle* of *Popilhall*, [that howbeit his Writs contain a Ten pound *Land*, yet he has not Right to such a part thereof as effeirs to a Fourty shilling Land within the Shire of *East-lothian*, with the Answer to it, *viz.* That unless it were proven he was denuded thereof, or that so much of his Lands lay in the Shire of *Berwick*, as leaves not such a proportion thereof in *East-lothian* as effeirs to a fourty Shilling Land, he ought still to have his Vote,] being considered the party objected against was called, and he affirming that he had still remaining within the Shire of *East-lothian* more of the Ten pound Land in the Retour produced for him, than effeirs to the Fourty shilling Land: There was a conjunct Probation allowed to either Party anent *Popillhalls* having still in his possession within the Shire of *East-lothian* a fifth part of the Ten pound Land contained in the Retour produced, according to the several Proportions thereof lying in both

Shires

Shires, and Diligence granted for that effect againſt the firſt ſitting of the Parliament next Week, with Certification, that no farder time ſhould be allowed: Then the Objection againſt *Hepburn* of *Beanſtouns* Vote, with the Anſwer made thereto being conſidered, after ſome reaſoning thereupon, the Vote was ſtated, proceed to determine, or remit to a new Election; and it was carried proceed: After which the Vote was again ſtated, Suſtain the Objection, or no, and carried no.

A Petition for the Lord *Roſs* preſented, and ordained to be read the next ſitting of Parliament.

The Lord Chancellor by Order from the Lord high Commiſſioner, adjourned the Parliament till *Friday* next at Ten a Clock.

BY Order of his Grace* James *Duke of* Queensberry *Her Majeſties high Commiſſioner, and Eſtates of* Parliament, *Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties* Printer to Print *theſe* Minuts *of Parliament, and that no other preſume to Print the ſame.

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament.

Friday May 21. 1703.

Prayers said,
The Rolls called.

THE Patent given in by King *James* the Seventh in favours of *Charles* Earl of *Dunmore* for the Title and Dignity of an Earl, *&c.* being read and ordered to be Recorded; He took the Oath of Alledgeance to Her Majesty, and Oath of Parliament, and subscribed the Alledgeance and Assurance.

The Minuts of the last Sederunt Read,

Ordered that the Action upon the Protestation for remeid of Law taken by the Laird of *Pourie* against the Lord *Gray* be heard first of private Business.

Moved, That Sir *George Suittie* might Adminiculat his Commission, by proving that the Laird of *Beanstoun* truly Voted for him at his Election, notwithstanding of what is contained in the last Minuts relating to that Objection; Whereupon he was allowed a Diligence for adducing his Witnesses to that effect against the first sitting of Parliament next Week.

The Petition for the Lord *Ross*, anent the altering of the common Road about his House in the Country, in favours of his Parking and Policy, was Read and granted, and a new way appointed to be made at sight of the Commissioners of Supply for that Shire.

A Petition for *Adam Cockburn* of *Ormistoun* late Thesaurer-Depute, craving that his Grace and the Estates of Parliament may lay down such Rules for enquiring into the management of the Funds imposed by Acts of Parliament, as he may hope to see these Accompts discharged in his own time, Read, and ordered to ly upon the Table.

A Motion made by the Marquis of *Athol* Lord Privy Seal, [that the Accompts of all Fonds given by Parliament, during the last reign, and how the same were applyed, be laid before the Parliament or any Committee or Commission thereof, to examine and Report] was aggreed to, and ordered to be insert in the Minuts.

A Representation for Sir *George Suittie* relating to the Vote of *Home* of *Gemmilshiels* was Read and Rejected.

A Warrand granted for citing the Creditors of Major *Alexander Stevenson* in order to his obtaining a Protection.

The like Warrand granted in favours of *Robert Hamilton* eldest Son to *William Hamilton* of *Wishaw*, and Captain *Alexander Cockburn* second Son to Sir *Archibald Cockburn* of *Langtoun*.

The Consideration of the Elections yet in controversie for the Shire of *Berwick* resumed, but afterwards at the desire of the Parties continued till next sitting of Parliament.

The Consideration of the contraverted Elections betwixt Sir *Alexander Home* of *Castlemains*, the Laird of *Kilbirnie* and Sir *William Cunninghame* of *Cunninghamehead*, for the Shire of *Air*, was resumed, and the objection a-

gainst

gainst *Reid* of *Merkland*, that he was not qualified to Vote in the Terms of the Act 1681, was sustained, in regard there was nothing produced to instruct his free-hold. The Objection against Doctor *Dickson*, that he was Husband to a Liferenter and not to an Heiress was insisted in, and after reasoning, the Vote was stated, sustain the Objection or no, and carried sustain. The Objection against *Cathcart* of *Gainoch* was repelled, the Objection against *Mitchel* of *Daldillen*, that he had not subscribed the Assurance was sustained; The Objection against *Mackgoun* of *Nethermeestoun* was repelled, that he having removed after he was qualified, he returned not to give his Vote until the plurality was declared; Then the Objection against *Cunninghame* of *Robertland* founded on his having a Protection was sustained: And thereupon *Kilbirnie* being found to have the plurality of legal Votes was preferred and admitted, and took the Oath of Alledgeance, and Oath of Parliament, and subscribed the Alledgeance and Assurance.

The Consideration of the contraverted Elections betwixt the Lairds of *Kilmaronock* and *Luss* on the one part, and Mr. *James Campbel* of *Portkill* and *Napier* of *Kilmahew* on the other, was resumed, and the Objection against *Kilmahew*, that he is not appearand Heir by vertue of his Predecessors Infeftment, but by vertue of a Bond of Tailzie, whereon no Infeftment followed, and his Grand-mother in possession was sustained; The objection against *Campbel* of *Carrick* younger & *James Grant* of *Pluscarden*, that the first was not present, and the last not infeft, were sustained; The Objection against *Campbel* of *Rachean*, that he was neither Infeft himself, nor appearand Heir to any who was infeft, was sustained, in regard there was no sufficient production made for instructing his predecessors right in the terms of Law; The Objection against *Garshoar* of that Ilk, that he was only appearand Heir and not in possession as such, but Administrator to his Son, having Right by a Disposition from the Grand-father who had been infeft, was repelled as not instructed: And thereupon the Lairds of *Kilmaronock* and *Luss* were admitted as duly elected, and took the Oath of Alledgeance and Oath of Parliament, and subscribed the Alledgeance and Assurance.

The Lord Chancellor by order of Her Majesties high Commissioner, adjourned the Parliament till *Munday* next at Ten a Clock.

BY *Order of his Grace*, James *Duke of* Queensberry, *Her Majesties High Commissioner, & the Estates of Parliament*, *Sir* James *Murray of* Philiphaugh, *one of the Senators of the Colledge of Justice*, *Lord Clerk Register*, *Appoints the Heirs and Successors of* Andrew *Anderson*, *Her Majesties Printer to Print these Minuts of Parliament and that no other presume to Print the same.*

JA. MURRAY. *Cl. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Queens most Excellent Majesty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament,

Munday May 24. 1703.

Prayers ſaid,
The Rolls called,
The *Minuts of the laſt* Sederunt *read,*

A Petition for Sir *Thomas Wallace* of *Craigie*, craving he might be allowed by taking the Oath of Alledgeance and ſubſcribing the ſame, with the Aſſurance, to qualifie himſelf for his Imployment as an Advocat, read and granted, and he allowed to qualifie before the Lords of Seſſion.

Sir *George Brown* of *Colſtoun*, Sir *Peter Wadderburn* of *Gosfoord*, and *John Hay* of *Letham* Witneſſes adduced for adminiculating the Commiſſion from the Shire of *Eaſt-lothian*, in favours of Sir *George Suttie* of *Balgown*, were called to prove, that *William Hepburn* of *Beanſtoun* truly voted as he had ſubſcribed to the ſaid Commiſſion, and gave their Oaths thereanent in preſence of Parliament; Upon adviſing whereof the Vote was ſtated, if Sir *George Suttie* had by the Teſtimonies adduced adminiculated his Commiſſion by proving that *Beanſtoun* truly voted for him at his Election Yea, or No; and carried no.

Moved then that the Probation adduced to inſtruct that *Ogile* of *Popillhall* had ſtill in the Shire of *Eaſt-lothian*, a fifth part of the Ten pound Land contained in his Retour might be adviſed, and thereupon the Vote ſtated, If in this caſe the Probation ſhould be allowed by the real Rent yea or no, and carried no.

A Petition for Sir *George Suttie* founded upon new Documents, relating to *Gemmilſhiels* having right to vote at his Election, read, but the matter repreſented therein not being inſtructed, the Electors for the Laird of *Ormiſtoun* younger were found of equal Number to ſuch as were duly qualified of theſe who had elected Sir *George Suttie*, and thereupon a Warrand ordered for a new Election of a fourth Commiſſioner for *Eaſt-lothian*, and the Free-holders appointed to meet for that end on *Tueſday* the firſt of *June* next.

The Inſtrument and Proteſtation taken by Sir *Thomas Kilpatrick* of *Cloſsburn* and his Son, againſt the Elections for the Shire of *Drumfries* was read, and after hearing the parties upon the Objections contained therein, and the Anſwers, they were allowed to be withdrawn.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Wedneſday* next at Ten a Clock.

BY *Order of his* Grace James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament*, Sir James Murray *of* Philiphaugh, *one of the* Senators *of the* Colledge *of Juſtice, Lord Clerk Regiſter, Appoints the* Heirs *and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queen's moſt Excellent *Majeſty*, *Anno Dom*, 1703.

MINUTS

Of the Proceedings in Parliament,

Wedneſday May 26. 1703.

Prayers ſaid,
The Rolls called,

ROBERT *Douglaſs* of *Strendry* being duly elected Commiſſioner for the Shire of *Fife*, took the Oath of Alledgeance, and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance.

The Minuts of the laſt Sederunt *read.*

Ordered, that when the Rolls are called for a Vote of Parliament, all the Members ſtand upright in their places, and give their Votes audibly, and that none preſume to anſwer for another.

Moved, that the Act for the Supply be conſidered in order to a firſt reading.

Moved, that the remaining controverted Elections might be determined, for the more full Repreſentation of the Eſtates, before any farder procedure in the *Supply*.

Moved, that the Overture given in by the Marqueſs of *Tweddale* for a *Reſolve*, to make theſe Conditions of Government, and Regulations in the Conſtitutions of the Kingdom, to take effect after the deceaſe of Her Majeſty, and the Heirs of Her Body, which might be neceſſary for ſecuring Religion and Liberty, be taken to Conſideration, as being of greater Import to the Nation than any other Matter now lying before the Parliament: And the ſtate of a Vote thereafter offered in theſe Terms, *viz.* Proceed to the reading an Act for a *Supply*; or to the making an Act or Acts for ſecuring our Religion, Liberty and Trade, before all other Buſineſs: And after long Debate on theſe ſeveral Motions, and ſtate of the Vote ſucceſſively, the Debate was delayed of conſent to the next ſitting of Parliament.

Then the Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Fryday* next at Ten a Clock.

BY *Order of his Grace* James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

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MINUTES

Of the Proceedings in Parliament

MINUTS

Of the Proceedings in Parliament.

Friday May 28. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read,*

SIr *Patrick Home*, and Sir *John Swintoun*, deſiring to be admitted Commiſſioners for the Shire of *Berwick*, ſince the Controverſie anent their Elections was agreed: There was a Petition read for *Simon Marjoribanks* of *Dedrigs*, and ſeveral Free-holders in that Shire, craving they might not be received, becauſe ſuch Agreements could not prejudge the Priviledge of the Free-holders who had right to chooſe a new Commiſſioner, when their Votes came to be found equal in any Election; or that any Commiſſion became void, as had happened in this caſe by the Laird of *Jervilwood*'s accepting another Commiſſion for the Shire of *Lanerk*, though he had more Votes than both theſe Commiſſioners at his Election for the Shire of *Berwick*: upon adviſing of which Petition the Vote being ſtated, admit both theſe Commiſſioners, or no, it carried that both ſhould be admitted, and they took the Oath of *Alledgeance*, and Oath of *Parliament*, and ſubſcribed the *Alledgeance* and *Aſſurance*.

A Petition by Mr. *Rodger Hepburn*, craving he might be allowed to take the Oath of *Alledgeance* and *Aſſurance* for exercing his Imployment as an Advocat, granted, and he allowed to Swear and ſubſcrive the ſame before the Lords of Seſſion.

A Petition for the Disbanded Officers, relating to their Arriers and Subſiſtance, read, and appointed to be brought in and conſidered the firſt ſitting of Parliament next week.

The former days Debate was reſumed.

Reſolved, that the Parliament will proceed to make ſuch Acts as are neceſſary or fit for ſecuring our Religion, Liberty and Trade, before any Act for Supplie, or any other Buſineſs whatſoever.

The Draught of an Act for Security of the Kingdom was read, and the Draughts of the ſeveral Acts following were preſented and read, *viz.* an Act Ratifying the firſt Act of the firſt Seſſion of the laſt *Parliament*, and of new Enacting and Declaring, that all Acts paſt in the ſeveral Seſſions thereof, be obeyed as Laws. An Act Ordaining that after the deceaſe of Her Majeſty and Heirs of Her Body, all Offices Civil or Military in this Kingdom, formerly conferred by our Kings, ſhall ever after be given by the Parliament by way of Ballot. An Act declaring, that after the Death of Her preſent Majeſty, and failzieing Heirs of Her Body, no Perſon coming to the Crown of *Scotland*, being at the ſame time King or Queen of *England*, ſhall as King or Queen of *Scotland*, have Power to make Peace and War without conſent

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of Parliament. An Act allowing the Importation of all sorts of Wines, and other Forraign Liquors. An Act for Securing the True *Protestant* Religion, and *Presbyterian Government*, all which were Ordered to lye on the Table.

The Lord Chancellor by Order of Her Majesties high Commissioner, adjourned the Parliament till *Tuesday* next at Ten a Clock.

BY *Order of his Grace,* James *Duke of* Queensberry, *Her Majesties High Commissioner, & the Estates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Justice,* Lord Clerk Register, *Appoints the Heirs and Successors of* Andrew Anderson, *Her Majesties Printer to Print these* Minuts *of Parliament and that no other presume to Print the same.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson,* Printer to the Queens most Excellent Majesty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament,

Tuesday 1. *June* 1703.

Prayers said,
The Rolls called,
The Minuts of the last Sederunt *read.*

THe Petition of the disbanded Officers delayed until the Act for a Supply come to be farder considered, and in the mean time the Clerk of the Thesaury ordered to prepare and state an Accompt of the Funds, and of the Arrears due to the several Regiments to which the Officers belonged.

The Draught of an Act for a Toleration to all Protestants in the Exercise of religious Worship, read.

A Representation by the Commission of the late General Assembly against the Toleration, read.

The Draughts of the following Acts were then given in and read, *viz.* An Act *in favours of the Royal Burrows*, an Act *allowing the Exportation of mort Lamb-Skins*, an Act *continuing the Prohibition of exporting* English *or* Irish *Wooll to the next Session of Parliament*, an Act *anent the measuring and sealing of Woollen and Linen Cloath*, an Act *anent a Triennial Parliament*, an Act *incapacitating persons having Pensions not annexed to Offices, all Officers in the Army, and these imployed in the Customs to have Vote as Members of Parliament, in imposing of publick Burdens*, an Act *in favours of the Company trading to* Africa *and the* Indies, an Act *anent Leesing-makers and Slanderers*, and an Act *for delivery of Meal by Weight*: All which were ordered to ly on the Table.

John Cockburn of *Ormistoun* younger, being elected Commissioner for the Shire of *East-lothian* took the Oath of Alledgeance and Oath of Parliament, and subscribed the Alledgeance and Assurance.

Moved, that the Act for Security of the Kingdom be considered in order to a first reading.

Moved, that the Act for securing the true Protestant Religion and presbyterian Government be first considered.

Moved, that the Act for ratifying the first Act of the Parliament 1689, turning the Meeting of the Estates into a Parliament, be considered before any other.

Moved, that before any procedure in the consideration of these Acts, the remaining controverted Elections be determined, for the fuller Constitution of the parliament, and thereupon the Vote being stated, proceed to consider the Acts, or to determine the Elections; It carried that the Acts should be considered.

The Act for securing the true protestant Religion and presbyterian Government, read, and ordered to be marked a first reading.

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Then the Vote was ſtated, Whether the Act for ſecurity of the Kingdom which was firſt read, or the Act for ratifying the firſt Act of the parliament 1689, which was next read, ſhould be firſt conſidered, and it carried that the firſt read ſhould be firſt conſidered.

The Act for Security of the Kingdom read, and ordered to be printed.

The Draught of an Act for adjourning the Seſſion read, and the Vote being ſtated, mark a firſt reading or no, it carried no.

The Lord Chancellor by Order of Her Majeſties High Commiſsioner, adjourn'd the Parliament till *Thurſday* next at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

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MINUTS

Of the Proceedings in Parliament.

Thurſday June 3. 1703.

Prayers ſaid,

The Rolls called,

The *Minuts of the laſt* Sederunt *read,*

PEtition for *Thomas* Viſcount of *Teviot* relating to the Cloathing Money, and Arrears of his Royal-Regiment of Dragoons, read and delayed until the Act for the Supply be farder conſidered.

Petition for *Patrick Steill* Vintner read.

Petition for the Magiſtrats of *Lanerk*, relating to their Bridge built over *Clyde* near that Burgh, read.

Petition for Major *Alexander Stevenſon* read.

The firſt day the Parliament ſhall ſit after the next week, appointed for taking all theſe Petitions and other privat buſineſs to Conſideration.

A Warrand granted for citing the Creditors of the Laird of *Clackmannan*, in order to his obtaining Protection.

The Draught of an *Act* defyning what Crimes are bailable, given in and read, and ordered to ly on the Table.

The Act for ſecuring the Proteſtant Religion and Presbyterian Government being again read, the firſt part of it for ſecurity of the Proteſtant Religion was unanimouſly acquieſced in without a Vote, and the laſt part anent Presbyterian Government being conſidered, there was an Exception added of the allowance given to Miniſters qualified in the terms of the 27 Act of the 5 *Seſſ.* of King *Williams* Parliament, and then the whole *Act* put to the Vote and approven.

The *Act* for the Toleration being again read, it was moved, that Her Majeſties Letter to the Privy Council anent the preachers of the Epiſcopal perſwaſion might be laid before the Parliament, and the ſaid Letter being accordingly brought in and read, was immediatly returned to the Clerk of the Privy Council.

The *Act* for ſecurity of the Kingdom read again, and ordered to be marked a firſt reading, but not to paſs until it be yet twice read and conſidered:

The Act for ratifying the firſt Act of the Parliament 1689, turning the

Meeting

Meeting of the Estates into a Parliament, read, and ordered to be marked a first reading.

Then the several Acts *anent the conferring of Offices, the making of Peace and Warr,* and *the Importation of Wines, &c.* were read, and these three Acts ordered to be printed.

The Lord Chancellor by Order of Her Majesties high Commissioner adjourned the Parliament till *Munday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majesties High Commissioner, & the Estates of Parliament, Sir* James *Murray of* Philiphaugh, *one of the Senators of the Colledge of Justice, Lord Clerk Register, Appoints the Heirs and Successors of* Andrew *Anderson, Her Majesties Printer to Print these Minuts of Parliament and that no other presume to Print the same.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson,* Printer to the Queens most Excellent Majesty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament,

Munday June 7. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

THE Act for Ratifying the firſt Act of the Parliament of K. *William* and Q. *Mary* read for the ſecond time, and the firſt Part of it approving the turning the Meeting of the Eſtates into a Parliament acquieſced in, and after ſome Debate on the laſt part, Declaring that it ſhall be Treaſon to impugn, or alter the *Claim of Right*; The Vote was ſtated, Proceed, or Delay, and carried Proceed: Then that part of the *Act* being read again, the Vote was ſtated, *Approve* the *Act* or not, and carried *Approve*.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Wedneſday* next at Ten a Clock.

BY Order of his Grace James *Duke of* Queenſberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the College of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe* Minuts *of Parliament, and that no other preſume to Print the ſame.*

JA. MURRAY, *Cl. Reg.*

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MINUTES

Of the Proceedings in Parliament

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MINUTS

Of the Proceedings in Parliament,

Wednesday 9. June 1703.

Prayers said,
The Rolls called,
The Minuts of the last Sederunt *read.*

THe Draught of an Act enjoyning the Assurance given in and read.

The Draught of an Act against the imposing of any other Oaths and Declarations, than these already appointed by Law, given in and read.

Moved, that the remaining controverted Elections be determined, or a day appointed for that end, and the next day the Parliament shall sit appointed to consider the same accordingly.

Resolved, that the Committee for inspecting the publick Accompts, be named immediatly after discussing the Elections.

Moved that the Petition given in for the Laird of *Moristoun* might be read, and thereupon ordered, that Sir *James Cockburn* be cited, by getting a full Copy of the Petition, with the Report, to which it referrs, to compear and be ready to answer the first sitting of Parliament next Week.

Sir *David Dalrymple* allowed upon the Petition of Dr. *George Oswald*, to plead for the Dr. against the granting Protection to Mr. *John Buchan*.

The Draught of an *Act* in favours of the Burgh of *Elgine*, toward the compleating of their Harbour at the Mouth of the River of *Lossay*, read, and ordered to ly on the Table.

The Act for Security of the Kingdom, read and considered.

The Draught of an Act for rescinding the second Act of the third Parliament of King *Charles* the second, read, and after reasoning thereon, the Vote was stated, if the *Act* should be marked a first reading, or should ly on the Table, and carried that it should ly on the Table.

Then the Consideration of the Act for Security was resumed, and after reasoning on some Clauses thereof, the farder Consideration of the Act was continued to the next sitting of Parliament.

The Lord Chancellor by Order of Her Majesties High Commissioner, adjourned the Parliament till *Friday* next at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *Her Majesties High Commissioner, & the Estates of Parliament*, Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Justice, Lord Clerk Register, Appoints the Heirs and Successors of* Andrew Anderson, *Her Majesties Printer, to Print these Minuts of Parliament, and that no other presume to Print the same.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Queen's most Excellent Majesty, *Anno Dom*, 1703.

MINUTES

Of the Proceedings in Parliament,

Wednesday 5 June 1793.

Prayers read.
The Roll called.
The Minutes of the last Sederunt read.

The Order of the Day for taking the Assurance given in and read.

The Draught of an Act ordaining the Assurance given in and read.

The Draught of an Act against the Imposing of any other Oaths and Declarations, than those already appointed by Law, given in and read.

Moved, that the remaining contravened Elections be determined, or a day appointed for that end, and thereon day the Parliament shall be appointed to consider the same accordingly.

Resolved, that the Committee for inspecting the publick Accompts, be named immediately after dividing the Elections.

Moved, that the Petition given in for the Laird of Merchiston might be read, and Petitioner ordered, that the Lawer be cited, by getting a full Copy of the Petition, with the Report, to which it refers, to compear to answer the first Sitting of Parliament next Week.

Read the Petition of Dr. George Offwald, to be admitted to the Privilege of the Protection to Mr. John Buchan.

Read the Petition of the Burgh of Elgin, toward the completing of their Harbour at the Mouth of the River of Lofty, read and ordered to lye on the Table.

The Act for Security of the Kingdom, read and considered.

The Draught of an Act for rectifying the second Act of the third Parliament of King Charles the Second, read, and after reasoning thereon, the Vote was stayed, if the Act should be marked a first reading, or should lye on the Table and enquire what it should lye on the Table.

The whole Consideration of the Act for Security was resumed, and after reasoning on the Clauses thereof, the further Consideration of the Act was continued to the next Sitting of Parliament.

The Lord Chancellor by Order of Her Majesties High Commissioner, adjourned the Parliament till Friday next at Ten a Clock.

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JA. MURRAY, Cls. Reg.

Edinburgh, Printed by the Heirs and Successors of Andrew Anderson, Printer to the Queen's most Excellent Majesty, Anno Dom. 1793.

MINUTS

Of the Proceedings in Parliament.

Friday June 11. 1703.

Prayers said,

The Rolls called,

MOved, that the Laird of *Meldrum* might be admitted Commissioner for the Burgh of *Dornogh* since the competing Commissioner had withdrawn his Commission, and after some Debate anent the admitting him, it was agreed, that whatever might be legally objected against him by a party having interest, should be received at any time even after his admission, and the Vote stated, admit in these terms or not, carried admit; it was then moved that he having been once Papist, might take the *Formula* subjoyned to the *Act for preventing the Growth of Popery*, which he did, desiring it might be Insert in the Minuts, that he own'd his being Protestant several years before that Act, and thereafter took the Oath of Alledgeance and Oath of Parliament, and Subscribed the said *Formula*, with the Alledgeance and Assurance.

The *Minuts of the last Sederunt read*,

Petition for *Archibald* Marquis of *Douglas*, craving a Warrand for citing the Earl of *Forfar* to insist upon his Protestation for remed of Law against him, read, and at the Earls request, allowed to be seen and answered the next sitting of Parliament.

Agreed, That an Overture for an *Act in favours of the Town of* Glasgow; A Petition by the Delegats of the Woollen and Silk Manufactories: and an Overture for an Act in favours of the Shire of *Caithness* be all considered the first sitting of Parliament for privat Business.

Moved, that the Petition of the Laird of *Moristoun* be granted, desiring that Her Majesties Advocat, Sir *Gilbert Eliot*, and Sir *David Cunninghame*, albeit Members of Parliament, may be allowed to plead his Cause against Sir *James Cockburn*, and these Advocats allowed to plead for him accordingly.

Petition for *Anna Cockburn*, for making up the Tenor of burnt Writs, read, and agreed, that the Report of her Cause be received and considered the first *Sederunt* of Parliament for privat Business.

The controverted Election betwixt Lieutenant-General *Ramsay* of *Cariden*, and *Thomas Sharp* of *Houstoun* for the Shire of *West-Lothian*, called, and the Objections against *Houstouns* Electors being first insisted in, he past from the Votes of *John* M*cfarlain*, *Alexander Glen*, the Laird of *Balcaskie* younger, and *John Hamilton* of *Pumpherstoun*: It was objected against Mr. *James Hamilton* of *Bangour*, that his Ladies free Hold extended to no more than a thirty shilling Land of old Extent, she being one of two Heirs portioners to a Brother, who though he was once infeft in a five pound Land, was afterwards denuded of a fourty shilling Land, so that the Lady had Right to no

more

more than the equal half of the remaining three pound Land. 2. The Lady not being infeft, could not as appearand Heir give right to her Husband to vote as a Free-holder; To which it being answered, that the denuding the Brother of fourty shilling of his five pound Land, was not objected at the Election, and therefore is not now receivable in Parliament. 2. The general terms of the Act 1681 gave the right of Election to the Husband of an appearand Heir, as well as to that of a Free holder infeft; The Vote was stated, Sustain these Objections, or no, and carried Sustain: It was objected against *Robert Johnstoun* of *Straiton*, that he was only appearand Heir to an Annualrenter, and not to a Proprietare; And it being answered, that his Father stood infeft in a Free-hold in the terms of the Act 1681: It was replyed, that his Charter produced, instructed not a Fourty shilling Land of old Extent; And Duplyed, that it contained a third part of a Land which was instructed by an older Charter produced to be of yearly Extent twenty four pound and a Merk-land, which ought to be presumed to be of old Extent; The Vote was thereupon stated, Sustain, or Repell the Objection, and carried Repell. It was then objected against *John Hamilton* of *Grange*, that not being infeft he could have no Vote as appearand Heir to his Father, because there were Children of his elder Brother. 2. Though his *jus apparentiæ* were not questioned, he was not in possession, without which his Apparency gave him no right of Election: And it being answered, that his Brothers Children were declared *Spurious* by Decreet of the Judge competent, and that he truly was in possession; It was replyed, that he could not possess as Heir to the Free holder last infeft, his Father being denuded by Adjudication in the year 1678, and the Legal now long since expired, the Rents were sequestrat by Decreet of the Lords in the hands of a Factor for the behove of the Adjudgers, and there being several Writs produced for instructing the Reply, the Advocats for *Grange* were allowed to see them till next sitting of Parliament.

The Lord Chancellor by Order of Her Majesties high Commissioner Adjourned the Parliament till *Munday* next at Ten a Clock.

BY *Order of his Grace*, James *Duke of* Queensberry, *Her Majesties High Commissioner, & the Estates of Parliament, Sir* James *Murray of* Philiphaugh, *one of the Senators of the Colledge of Justice, Lord Clerk Register, Appoints the Heirs and Successors of* Andrew *Anderson, Her Majesties Printer, To Print these Minuts of Parliament and that no other presume to Print the same.*

JA. MURRAY. *Cl. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Queens most Excellent Majesty, *Anno Dom.* 1702.

MINUTS

Of the Proceedings in Parliament,

Munday June 14. 1703.

Prayers said,

The Rolls called,

The Minuts of the last Sederunt read.

AGreed, that the controverted Elections be considered next sitting of Parliament before any other Busines whatsoever.

Petition by the Lord Advocat, for a Warrand to cite *Robert Johnstoun* of *Straiton* and others, in order to a proving the Tenor of lost Writs, read, and the Warrand granted.

Moved, that the Lord Register make his Report from the Records, how the Lairds of *Cavers* when elected with Knights Baronet to represent the Shire of *Roxburgh*, were in use to be ranked in the Rolls, and agreed that the Report be considered the next sitting of Parliament, and Sir *William Ker* of *Greenhead* allowed to see it in the mean time.

Petition for Mr. *William Hog* of *Harcarse*, desiring certain priviledges for his Woollen Manufactory, read, and ordered to ly on the Table.

Petition for *George Lockhart* Merchant in *Glasgow*, for a Recommendation of his case to Her Majestie, and the Lords Commissioners of the Thesaury, read, and the desire thereof granted.

Petition for *James Oliphant* of *Langtoun*, relating to the Survivance of the first Office, which shall be vacant amongst the six ordinary Clerks of Session, Read, and ordered to ly on the Table.

The Draught of an Act prohibiting Butchers to be Graziers, read, and ordered to ly on the Table, and thereupon it was recommended to the Lords of Session to regulat the Prices of Wine and Vivers within the Town of *Edinburgh*.

Moved, that an Overture for the better imploying the Poor, offered by Dr. *Hugh Chamberlain* be considered, and the Consideration thereof delayed till the first sitting of Parliament for privat Busines.

Petition by *Alexander Nisbet*, for enabling him to perfect his Book of *Heraldry*, read, and ordered to ly on the Table.

Agreed that the Act in favours of the Town of *Glasgow* be considered the next sitting of Parliament.

Petition by the Managers of the Woollen and Silk Manufactories, read, and delayed untill the Condition of the Trade of the Nation be considered.

The Summonds for Liberation and Protection raised by Mr. *William Gordon* against his Creditors, being called in common Form, and Sir *William Hope* of *Balcomie*, the only compearing Creditor having consented with that Quality, the pursuer was ordained to be liberat, and his Protection granted conditionally; That if at any time, he, or any of his hounding-out

or

Ratihabition, ſhould moleſt the ſaid *Sir William* in the peaceable poſſeſſion of the *Lands* of *Balcomie*, the Protection in ſo far as concerned Sir *Williams* intereſt, ſhould *ipſo facto* become void and null.

The Draught of an Act inlarging the time of compearing in Summonds and other legal Executions within the Shire of *Caithnes*, read, and ordered to ly on the Table.

Ordered, that unleſs the Earl of *Forfars* Anſwers to the Petition of the Marquiſs of *Douglaſs* be given in the next ſitting of Parliament, the deſire of the Petition be granted.

The Action for remed of Law at the inſtance of the Laird of *Pourie* againſt the *Lord Gray*, called, and debated by the Advocats for either Party at full length; In adviſing of which *Debate*, it being moved that the Lords of Seſſion ſhould be declined to judge in the Cauſe, as having pronounced the Decreet in queſtion; It was put to the vote, if the Lords of Seſſion who were Members of Parliament could be declined in the Cauſe, yea, or no; & carried no. It was then moved, that in order to the Deciſion, the vote might be ſtated in theſe terms; *viz.* If the Size-ſiſh libelled fell under the Diſpoſition and Clauſe of Warrandice in favours of *Pourie*, yea, or no; And it being moved thereafter, that the Vote might rather be ſtated in the words, *Adhere*, &c. or alter the *Decreet*; It was put to the Vote, whether the firſt or the ſecond ſtate ſhould be voted, and carried the ſecond.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Thurſday* next at Ten a Clock.

BY Order of his Grace James Duke of Queensberry Her Majeſties high Commiſſioner, and the Eſtates of Parliament, Sir James Murray of Philiphaugh, one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of Andrew Anderſon Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queen's moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament.

Thurſday June 17. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt read.

THe Warrand for citing the Earl of *Forfar* conform to the Petition of the Marquiſs of *Dowglas* granted.

The Conſideration of the Cauſe purſued by the Laird of *Pourie* againſt the Lord *Gray* being reſumed, the Decreet of the Lords of Seſſion was read, and the Vote ſtated, Adhere, or alter the Decreet, carried Adhere.

Petition for the Earl of *Melvill*, for changing the High-way about *Melvill-houſe*, in favours of his planting and Incloſures, read, and the deſire thereof granted, and the new Way ordained to be made at ſight of the Juſtices of Peace for the Shire of *Fife*.

The Act formerly offered in favours of the Burgh of *Glaſgow*, read.

Reſolved, that theſe Acts that are offered in favours of particular Burghs be conſidered the firſt ſitting of Parliament for privat Buſineſs.

Petition by *William Cochran* of *Fergusſie*, for an Abatement of his Tack-Duty of the Pole Tax, read, and ordered to ly on the Table until the Committee for inſpecting the Publick Accompts be named.

Petition by Captain *Boſwell* and other Officers and Seamen who ſerved on Board Her Majeſties Ship the *Royal Mary*, complaining of Abuſe of the publick Faith by the ſaid *William Cochran*, in keeping up their pay, and anent ſome of their Arrears, read, and he ordained peremptorly to make Anſwer thereto the next ſitting of Parliament for privat Affairs.

Reſolved, that the Petition for the Laird of *Moriſtoun* be conſidered the firſt ſitting of Parliament for privat Affairs.

A Warrand granted upon a petition offered by *John Callender* of *Craigforth*, for citing Mr. *Alexander Higgins* Advocat, to inſiſt in his depending Action reued of Law againſt him, and Mr. *Higgins* ordained to Anſwer it the f ſitting of Parliament next week, with Certification, *&c.*

The Conſideration of the Elections for the Shire of *Weſt-Lothian* reſume and the Objection and Reply againſt *John Hamilton* of *Grange* inſiſted in, advising the ſame, and the Anſwers and Duplyes made thereto, with Writs produced for inſtructing thereof; The Vote was ſtated, ſuſtain repell, and carried ſuſtain. The Objection againſt *George Dallas* of Pa that he inſtructed not his Right to fourty ſhilling Land of old exte from the Feu-Duties, nor to Lands lyable in publick Burdens for f

pounds of valued Rent, and the Anſwer being conſidered with an Extract from the Valuation Books of the Shire, bearing the Lands to be valued to four hundred and two pounds, the Objection was repelled without a Vote. The Objection againſt Mr. *Thomas Rig* of *Rigland*, that he was but an Adjudger not in poſſeſſion, the Lady *Cardroſs* being in poſſeſſion of the Lands, and uplifting the Rents, and the Anſwers being conſidered with the Inſtructions, the Objection was ſuſtained without a Vote.

The *Lord Chancellor* by Order of *Her* Majeſties high Commiſſioner, Adjourned the Parliament till *Saturday* next at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. MURRAY, *Cl. Reg.*

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MINUTS

Of the Proceedings in Parliament,

Saturday June 19. 1703.

Prayers ſaid,
The Rolls called,
Minuts of the laſt Sederunt read.

MOved, that the Minut for the ſeventh current, anent the Act ratifying the turning the Meeting of the Eſtates into a Parliament, be amended (as to an Omiſſion which happned at the reading thereof) and thereupon ordered that the Clauſe of that Act, declaring it high Treaſon, to quarrel, Impugn or endeavour, by writing, malicious and adviſed ſpeaking, or other open Act or Deed, to alter or innovat the *Claim of Right*, or any Article thereof, be inſert at full length in the ſaid Minut, and that it be re-printed accordingly.

The controverted Elections for *Weſt-lothian* being again called, Sir *Walter Pringle* as Advocat for Lieutenant-General *Ramſay* paſt from the Objection againſt Sir *John Houſtoun* of that Ilk, and the Objections againſt the Electors of the Lieutenant General being inſiſted in, he paſt from the Vote of *Patrick Dundaſs* of *Breſtmiln*, the Objection conſidered againſt *Robert Brown* of *Colſtoun*, that he was only a ſingular Succeſſor in a Superiority, and not in poſſeſſion, with the Anſwer, that being inſeſt as Superior, his Vaſſals poſſeſſion ought in Law to be accounted as his poſſeſſion; The Vote was ſtated, Suſtain or Repell the Objection, and carried Repel. The Objection againſt *Andrew Paterſon* of *Kirktoun*, that he ſtood not inſeſt in a Fourty ſhilling Land of old extent, nor in a Land of 400 pounds Valuation being conſidered, with the Anſwer, that he was inſeſt, and in poſſeſſion of more than a third part of the Barrony of *Bathgate*, which was retoured as a Ten Merk-Land of old Extent; Upon adviſing the Inſtructions of the Anſwer, the Objection was ſuſtained without a Vote.

The Objection againſt *John Binnie* of *Drumcroſs*, that he ſtood not inſ
in a Fourty ſhilling Land, and the Anſwer that he was inſeſt, and in
ſion of more than a third part of the Ten Merk-land of *Drumcroſs*,
Extent of which was offered to be inſtructed by an Extract of the
in the year 1613; And it being replyed, that he could not have a th
of the ſaid Ten Merk-land, the haill being valued to a thouſand and
pounds, and his Lands only to two hundred and ſixty pounds; An
plyed, that the thouſand and odd pounds Valuation comprehe
Drumcroſs, which was a part of the Barrony of *Barbachly*, and

Dramcroſs, recorded as a Ten Merk-land in the Taxe-Rolls, parties Procurators were ordained to inform thereanent againſt the next ſitting of parliament.

Reſolved, that the Act for ſecurity of the Kingdom be farder conſidered the next ſitting of Parliament, before any other buſineſs whatſoever, and then that the remaining Objections at the Elections for *Weſt-Lothian* be diſcuſt.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Tueſday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament*, *Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice*, *Lord Clerk Regiſter*, *Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer*, *to Print theſe Minuts of Parliament and that no other preſume to Print the ſame.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament,

Tuesday June 22. 1703.

Prayers said,

The Rolls called,

The Minuts of the last Sederunt read.

ORdered, that all Writs to be founded upon for either part e or Vo er in the competing Elections for *West-Lothian* be given to the Clerk of Competition betwixt and Ten a Clock to Morrow, to the end either parties Procurators may have Inspection thereof before the next sitting of Parliament, with Certification that the said Controverted Election shall be then determined *peremptorie.*

There being four several Overtures in Form of Acts for security of the Kingdom, presented and read: Her *Majesties* Solicitors were allowed to cause print these Overtures, that Copies thereof might be delivered before *Thursday* next at ten a Clock for the Information of the Members.

The Act anent Leesing makers and Slanderers, read, and ordered to be marked a first reading.

The Draught of an Act and Commission of Parliament for inspecting the publick Accompts, presented and read.

Overture in form of an Act for the more effectual payment of the Drawback of Customs imposed upon exported Victual presented and read.

The Draught of an Act anent Copper-Coyn, read.

The Draught of an Act anent Coalliers,

Agreed, That the two Actions for Remede of Law, the one at the instance of *Robert Hepburn* against *George Smittie*, and the other at the instance of *John Callender* against Mr. *Alexander Higgins* be heard next sitting of Parliament for privat Business.

An other Draught of an Act for a Commission to Examine the publick Accompts, read.

The Draught of an Act in favours of the Inhabitants of the Isles of *Orknay* and *Zeatland*, read.

The Draught of an Act on the Report of a Committee for making up the Tenor of Burnt Writs in favours of *Anna Cockburn*, read, and ordered to be marked a first reading.

The Petition for the Burgh of *Lanerk* read again, and the Petitioners ordained to condescend on the Customs related to in the Petition.

Overture

Overture in form of an Act anent the Alimenting Priſoners for Debt; And an other for Exportation of Pork; And a third for preventing the Diſloyal Cureing of Salmond, preſented, and ordered to be Read the next ſitting of Parliament.

Agreed, that the Overtures prepared by the *Laird of Stonywood* for Importing Woollen Manufactories be read the next ſitting of Parliament.

The Act prohibiting *Butchers* to be Graziers read again, and ordered to be marked a firſt reading.

An Overture for Exporting Sheep Skins and Lambs Skins read and ordered to ly on the Table.

The Lord Chancellor by Order of Her Majeſties High Commiſſioner, Adjourned the Parliament till *Thurſday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament, Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice,* Lord Clerk Regiſter, *Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament and that no other preſume to Print the ſame.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon,* Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament,

Thursday June 24. 1703.

Prayers said,
The Rolls called.

The Minuts of the last Sederunt read.

THE Condescendence of the Custom mentioned in the Petition for the Burgh of *Lanerk* given in.

The controverted Election for *West-lothian* being called, and the Objection against the Vote of *John Binning* of *Drumcross* insisted in, the Advocats for both Parties were heard thereon, and the Writs produced to verifie their respective Alledgeances considered, and then the Vote stated, *Sustain*, or *repel the Objection*, carried *Sustain*; After which *Thomas Sharp* of *Hostoun* being found legally elected, took the Oath of Alledgeance and Oath in Parliament, and subscribed the Alledgeance and Assurance.

Ordered, that the Earl Marishal and such Members of Parliament as shall please to attend him, do meet in the Parliament-house at eleven a Clock in the Forenoon, the first day of Interval of Parliament, and consider how the House may be best fitted for the Accommodation of the Members, and make a Report thereanent the next sitting of Parliament.

An Overture in Form of Act rescinding the thirteenth Article of the Regulations 1695, read, and ordered to ly on the Table.

Petition for the Burgh of *Culross*, relating to the Stent of the said Burgh, read and ordered to ly on the Table.

Petition for the Heretors in the Shires of *Inverness* and *Ross*, against *Duncan Forbes* of *Colloden*, relating to the Excise of Aquavite browen within his Lands of *Ferintosh*, read, and he ordained to see and Answer the Petition the second day the Parliament shall sit next Week.

Moved, that the Objection against *James Sinclair* of *Stempster* as Commissioner for the Shire of *Caithness* might be considered, and thereupon the Advocats for the Objectors and for him being called, it was alledged for *Stempster*, that the Objection could not be received, unless there were some Free-holders from that Shire present to insist in it, or some legal Mandat from a party having interest for that effect, and there being a missive Letter from Sir *William Dunbar* of *Hemprigs* one of the Free-holders, to Master *Robert Frazer* produced

duced and read, giving him Warrand to insist in the Objection, and an Order alledged upon from the Minuts of the fifteenth, ordaining *Stempster* to produce the Writs for instructing his Free-hold, the Advocats for *Stempster* craved to see the *Missive* Letter till the next sitting of Parliament, whereupon the Vote was stated proceed or delay, and carried Delay.

Resolved, that the Parliament proceed to discuss the remaining controverted Elections at their first sitting, and the next thereafter proceed to consider the Act for Security of the Kingdom.

Ordered that all Acts marked a first reading be printed.

The Lord Chancellor by Order of Her Majesties high Commissioner, adjourned the Parliament till *Saturday* next at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry *Her Majesties high Commissioner, and the Estates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Justice,* Lord Clerk Register *Appoints the Heirs and Successors of* Andrew Anderson *Her Majesties Printer to Print these Minuts of Parliament, and that no other presume to Print the same.*

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson,* Printer to the Queens most Excellent Majesty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament,

Saturday June 26. 1703

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

AGreed that the Action at the Laird of *Moriſtouns* inſtance againſt Sir *James Cokburn*, be firſt heard the firſt day the Parliament ſhall proceed upon privat Buſineſs.

Reſolved, that the Earl *Mariſhals* Report anent the fitting of the Houſe for the better Accomodation of the Members, be taken the next ſitting of Parliament.

Ordered, upon a Complaint, againſt one Mr. *Seaton* Enſign in the Foot-guards, that he and the Witneſſes preſent at his alledged challenging Sir *Robert Dickſon* of *Inverask*, and *David Sutherland* of *Kinnald*, for voting againſt the Lieutenant-General *Ramſay*, in deciding the debateable Elections of *Weſt-Lothian*, be cited to compear the next ſitting of Parliament *peremptorie*.

The Petition for the Burgh of *Lanerk*, with the Condeſcendence of the Cuſtoms to which it refers, read, and ordered to be read again the next ſitting of Parliament.

Overture in form of an Act, for making the Elections of Commiſſioners to Parliament in the ſeveral Shires and Stewartries yearly at the *Michaelmaſs* Head courts, read, and ordered to ly on the Table.

The Objection againſt *James Sinclair* of *Stempſter* Commiſſioner for the Shire of *Caithnes* conſidered, and the Inſtrument taken thereupon at his Election, read, and the Advocats for and againſt him being called and heard, the Anſwer founded on the Defects of a Mandat was inſiſted in, *viz.* That the Letter was not formally dated, wanting the place at which it was ſubſcribed, nor mentioned the Name of any Mandatare, who ſhould be lyable in the Penalty of Law in caſe he ſuccumbed in the Objection; Howbeit both a Place and a Name be written upon the Letter, and that his Right was a Charter and Seaſin upon an *Adjudication* in the perſon of his Father, diſponed to his elder Brother, with a proviſion of Subſtitution to him, by vertue whereof he being in poſſeſſion as Heir to his Brother, had right to elect and be elected: And it being Replyed, that the Letter was both ſufficiently dated and directed to Mr. *Robert Frazer*, who ſiſted himſelf lyable for the Penalty in the terms of the Act 1681, and that the apparencie in this caſe (ſuppoſing the poſſeſſion) could give no ſuch Right being only Heir, or appearand Heir to a Brother, who himſelf was only a ſingular Succeſſor in the Adjudication, and never inſeſt in the Lands adjudged, ſo that he was neither apparent Heir to a Free-holder inſeſt, nor inſeſt himſelf on the ſingular Title; After adviſing, the Vote was ſtated, Suſtain the Commiſſion, or Remit to the Shire to Elect an other, and carried Remit.

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The controverted Elections for the Stewartrie of *Orkney* called, and the Advocats for either partie being heard, the Objection was made againſt the Elections of Sir *Archibald Stuart* of *Burray* and *Alexande Douglas* of *Egleſham*, that there was no legal Intimation for certiorating the Free holders. And it being anſwered, that the Election was made at the *Michaelmaſs* Head court, and ſo needed no previous Intimation, and replyed, that there was never a *Michaelmaſs* Head court held in *Orkney*; and Duplyed, that the Act of Parliament appointing the annual Elections at the *Michaelmaſs* Court was ſufficient, both for a Warrand and Intimation of the preſent Election; And Triplyed, that the conſtant cuſtom of *Orkney* was, to hold the firſt Court after *Michaelmaſs* on the 2*d*. day of *November*, and therefore this Election being at *Michaelmas*, cannot be underſtood to have been at the *Michaelmas* Head court. And Quadruplyed, that the Act of Parliament makes the *Michaelmas* Head court to be the firſt Court after *Michaelmaſs* day, and this Election having been made upon *Michaelmas* day, muſt be underſtood to have been as it ought in Law to be, the firſt Court after *Michaelmas*, the Minuts of the Court of Election, and the Inſtruments and Proteſtations taken thereat, with a Proteſtation taken thereafter againſt the Clerk of the Court, were then read; and the Vote ſtated, Suſtain, or Repell the Objection, and carried Repell, after which Sir *William Craigie* of *Gairſay*, and *Henry Graham* of *Braickneſs*, having withdrawn their Commiſſions, and offering to object againſt *Egleſham*, as being incapable to elect, or be elected, and there being no further Objection againſt Sir *Archibald Stuart*, he was admitted as legally elected, and took the Oath of Alledgeance and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance accordingly.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Tueſday* next at Ten a Clock.

By Order of his Grace, James *Duke of* Queensberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament, Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.

JA. MURRAY, *Cl. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printers to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament:

Tuesday June 29. 1703.

Prayers said,
The Rolls called,
The Minuts of the last Sederunt read.

RESolved that the remaining controverted Elections, as well that of the Laird of *Egleshaw* for the Stewartrie of *Orkney*, as these for the Burghs of *Haddingtoun*, *Kirkaldie* and *Aberbrothock*, be determined immediatly after adjusting the Act for Security of the Kingdom, without the interveening of any other Affair whatsoever.

The Complaint against Ensign *Seaton* being called, he was brought to the Barr, and the names of the Witnesses adduced for proving the grounds of the Complaint, with the Interrogators whereupon they were to be examined, read in his hearing, after which the Witnesses were called, and deponed: and the Complaint being found not proven by their Testimonies, the Ensign was absolved.

The Lord Chancellor by Order of Her Majesties high Commissioner, adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majesties High Commissioner, & the Estates of Parliament, Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Justice, Lord Clerk Register, Appoints the Heirs and Successors of* Andrew Anderson, *Her Majesties* Printer, *to Print these* Minuts *of Parliament and that no other presume to Print the same.*

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Queen's most Excellent Majesty, *Anno Dom.* 1703.

MINUTES

of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament,

Wedneſday June 30. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

PEtition by the Lord *Beilhaven* and Sir *Alexander Ogilvie* both in Cuſtody, by order of the Lord high Conſtable, being read, wherein they acknowledged their Fault, by unbecoming Expreſſions, and other undutiful behaviour in the Houſe, and intreated Her Majeſties high Commiſſioner and the Eſtates might be pleaſed to pardon their Offence, and that they might be reponed to their Seats as Members of parliament: Her Majeſties high Commiſſioner ſignified from the Throne, That ſince the Petitioners had made ſuch humble Submiſſion, and given ſuch Satisfaction for their Offences, he would not ſtand in the way of what favour the Eſtates might incline to ſhew them, whereupon the Lord high Conſtable was ordered to cauſe the Officer of his Guard to bring the Petitioners before the Parliament, and they being accordingly brought to the Barr, and craving Pardon of his Grace and the Eſtates for their Offence in the terms of their Petition, the deſire thereof was granted,

Petition by Sir *Alexander Dalmahoy* of that Ilk, read, and ordered to ly on the Table till next ſitting of Parliament.

The Petition for the Burgh of *Lanerk* read, and the deſire thereof granted for nineteen years from this date.

A Warrand granted to Sir *Gilbert Eliot*, for citing the Miniſter and Hererors of the Paroch of *Aſhkirk*, to inſiſt in their Action for remed of Law againſt him, with Certification.

The Act for making up the Tenor of burnt Writs in favours of *Anna Cockburn*, read a ſecond time, then put to the Vote and approven.

The Act anent Leeſing-makers and ſlanderers being read a ſecond time, with the ſeveral Acts of Parliament to which it refers, was after reaſoning upon ſome of theſe Acts, put to the Vote and approven.

Ordered, that a Book publiſhed by the Title of *Hiſtoria Anglo-Scotica*, by *James Drake* M. D. and dedicated to Sir *Edward Symour*, containing many falſe and injurious Reflections upon the Soveraignity and Independency of this Crown and Nation, be burnt by the hand of the common Hangman, at the Mercat-croſs of *Edinburgh*, at Eleven a Clock to Morrow, and the Magiſtrats of *Edinburgh* appointed to ſee the Order punctually executed.

The Lord Chancellor by order of Her Majeſties high Commiſſioner, adjourned the Parliament till to morrow at Ten a Clock.

BY *Order of his Grace*, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament*, Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe* Minuts *of Parliament, and that no other preſume to print the ſame.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament,

Thurſday July 1: 1703.

Prayers ſaïd,
The Rolls called,

Minuts of the laſt Sederunt being read, the Earl *Mariſchal* proteſted, that what is mentioned in theſe Minuts, relating to the Exerciſe of the Lord high Conſtables Office, might not prejudge his right as Earl *Mariſchal*, ſince he had the Juriſdiction, as to Delinquencies committed within the Doors of the Houſe, conform to his ancient Rights; and although his Writs were not now at hand, to inſtruct his Right, he would not fail in due time, to clear both his Right and Poſſeſſion, whereupon the Earl of *Errol* proteſted his Right and Poſſeſſion might remain intire, and not be interrupted by ſuch a Proteſtation founded upon the production of no Right nor Document to inſtruct the Earl *Mariſchals* ever having poſſeſſed any ſuch Juriſdiction.

The Act for Security of the Kingdom being read, it was agreed, that the Act ſhould be conſidered Paragraph by Paragraph, and the firſt Paragraph being accordingly read, the farder Conſideration of the Act was continued till the next ſitting of Parliament.

The Lord Chancellor by order of Her Majeſties high Commiſſioner, Adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace, James Duke of Queensberry, Her Majeſties High Commiſſioner, & the Eſtates of Parliament, Sir James Murray of Philiphaugh, one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of Andrew Anderſon, Her Majeſties Printer, to Print theſe Minuts of Parliament and that no other preſume to Print the ſame.

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queen's moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTES

Of the Proceedings in Parliament,

MINUTS

Of the Proceedings in Parliament.

Friday July 2. 1703

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt read.

THE Conſideration of the Act for Security being reſumed, the Vote was ſtated, if the Parliament ſhould firſt conſider of the Meeting of the Eſtates, or where the Government ſhould be lodged, during the Interval before their Meeting, and carried that the Meeting of the Eſtates ſhould be firſt conſidered, and there being ſome progreſs made therein, the farder Conſideration of the Act was continued till the next ſitting of Parliament.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Munday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. MURRAY, *Cls. Reg.*

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MINUTS

Of the Proceedings in Parliament.

Munday *July* 5. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

THe Act for Security of the Kingdom farder conſidered, and a Clauſe added, excluding *Papiſts* from being Members of the Meeting of the Eſtates, mentioned in the Act, and after long Reaſoning upon ſome other Motions and Amendments, the Conſideration thereof was continued till the next ſitting of Parliament.

The Lord Chancellor by order of Her Majeſties high Commiſſioner, adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament, Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice,* Lord Clerk Regiſter, *Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties* Printer, *to Print theſe* Minuts *of Parliament and that no other preſume to Print the ſame.*

JA. MURRAY, *Cls. Reg.*

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MINUTES

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament.

Tueſday July 6. 1703.

Prayers ſaid,
The Rolls Called,
The Minuts of the laſt Sederunt *read.*

THE Conſideration of the Act for Security being reſumed, a Clauſe was offered in writing, that no *Engliſh* Man, or Forraigner, having a *Scots* Title, and not having an Eſtate of twelve thouſand pounds yearly Rent within this Kingdom, ſhall in the Event foreſaid have Place and Vote in the Meeting of Eſtates; and after reaſoning thereon, the Vote was ſtated, *Add the Clauſe, or not,* but before asking the Vote, the Marquiſs of *Athole* Lord privy Seal, proteſted in behalf of himſelf and all other proteſtant Peers who ſhall adhere to his Proteſtation, that the excluding of the *Engliſh*, who are *Scots* Peers, from ſitting and voting at the Meeting of the Eſtates, after Her Majeſties deceaſe, ſhall not be a preparative, or be any ways prejudicial to the undoubted right of all *Scots* proteſtant Peers their ſitting and voting in all Parliaments and Conventions in time coming, and accordingly the Earls of *Errol*, *Mariſchal*, *Marr*, *Mortoun*, and Sir *David Cunninghame* in name of the Earl of *Glencairn* abſent, the Earls of *Home*, *Strathmore*, *Kelly*, *Lauderdale*, *Aberdeen*, *Dunmoir* and *Ruglen*, the Lord Secretary of State and Viſcount of *Stormount*, adhered to the Proteſtation; And thereafter the Marquiſs of *Annandale* Lord Preſident of the Council, The Duke of *Argyle*, and the Earl of *Kincardine* proteſted that the Vote might not be prejudicial to the priviledges of the Peers of *Scotland*, whether they be *Scots* Men or *Engliſh*, or to their Peerage in any ſort; Then the Vote was asked, and carried in the *Affirmative.*

Moved, that an Oath be inſert in the Act to be taken by the Members of the Meeting of Eſtates, and accordingly the form of an Oath was preſented in Writing, to maintain the true reformed Religion and the *Claim of Right*, which being read and conſidered, after Debate, the Vote was ſtated Proceed, or Delay, and carried Proceed, and then after ſome farder Debate, It was agreed that nothing ſhall be moved concerning an Oath to be inſert in this Act, until all the other Clauſes of the Act be adjuſted.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY *Order of his* Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

JA. MURRAY. *Cls. Reg.*

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MINUTS

Of the Proceedings in Parliament.

Prayers Read.
The Roll Called.
The Minute of the laſt Sederunt read.

THE Conſideration of the Act for Security being reſumed, a Claule was offered in writing thereto, by Sir Hugh Dalrymple, Younger of Northberwick, and after hearing the ſame read, and reaſoning thereon, the Vote was ſtated, Whether the ſame ſhould be received or not? And the Queſtion being put, Whether the ſame ſhould be received or not? It was carried in the Negative, by a Majority of 142 Voices againſt 138.

Then the Act for Security being again reſumed, the Vote was ſtated, Whether the ſame ſhould paſs into a Law? And the Queſtion being put, Whether the ſame ſhould paſs into a Law? It was carried in the Affirm

MINUTS

Of the Proceedings in Parliament.

Wedneſday July 7. 1703

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt read.

THe Act for Security proceeded in, and a farder Clauſe being read, it was moved, that ſuch Limitations as ſhall be thought neceſſary to be put upon the Succeſſor might be conſidered, and after ſome Reaſoning anent theſe Limitations in general, there was a particular Clauſe offered in Writing, That this Kingdom ſhall not be engaged in any Warr, or continue in the ſame, but by Advice and Conſent of Parliament, and that all Treaties wherein this Nation may be concerned, be Managed and Tranſacted by Natives thereof, Commiſſionat and Inſtructed, by Advice and Conſent of Parliament, or Privy Council in the Interval of Parliament, and accountable thereto; After reading whereof, and a long Debate thereupon, the Vote was firſt ſtated in theſe Words, *Inſert any Limitations upon the Succeſſor in this Act*, Yea, or No; And being thereafter ſtated in theſe Words, *Add the Clauſe anent Peace or Warr in this Act*, Yea, or No; The Vote was asked, whether the firſt ſtate, or the ſecond ſtate ſhould be voted, and carried that the firſt ſtate ſhould be voted; Which firſt ſtate being then put to the vote, it carried in the *Negative*.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Friday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

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MINUTS

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament.

Friday July 9. 1703.

Prayers ſaid,

THe *Rolls called*, *James* Hamilton of *Aikenhead* as one of the Commiſſioners for the Shire of *Lanerk*, took the Oath of Alledgeance to Her Majeſty and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance.

The Minuts of the laſt Sederunt *read.*

Moved, That there be a Reſolve of Parliament, that after the Act for Security of the Kingdom is adjuſted and voted, and the controverted Elections mentioned in the former Reſolve are conſidered, the Parliament will take into Conſideration, and determine a Motion now lying upon the Table, concerning the power of making Peace and Warr, preferable to all other Matters and Motions, nothing to interveen, and after Debate the Vote was ſtated in theſe words, *Reſolve, or not*; And thereafter ſtated in theſe words, *make the Reſolve, or proceed upon the Act*, and the Queſtion put, whether the firſt ſtate or the ſecond ſhould be voted, it carried that the firſt ſtate ſhould be voted; Then the Queſtion put, Reſolve, or not, was carried in the affirmative.

The Act for Security farder proceeded in, and ſome Clauſes being added, it was conſidered, if the Heir of Her Majeſties Body, or the Succeſſor declared were in Under-Age, how long in that caſe, a Regency, ſhould continue; and after reaſoning upon the queſtion, if it ſhould terminat when the Heir or Succeſſor attained the Age of Seventeen years compleat, or ſhould continue until their age of Twenty one years compleat; The Vote was ſtated Seventeen or Twenty one, and carried Seventeen years compleat.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till to *Munday* next at Ten a Clock.

BY *Order of his* Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament*, Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

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MINUTES

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament.

Munday July 12. 1703.

Prayers ſaid,

The Rolls Called, The Lord *Blantyre* took the Oath of Alledgeance to Her Majeſty, and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance.

The Minuts of the laſt Sederunt *read.*

The Act for Security farder proceeded in, and the Time and manner of the Regency to be ſettled by the Meeting of the Eſtates, in the Events provided for in the Act being conſidered; It was moved, that the time during which the Regent, or Regents to be named by the Eſtates were to continue might be determined, and the Queſtion being put, if that time ſhould be now determined, or remitted to the Meeting of the Eſtates, the Vote was accordingly ſtated, *Determine*, or *Remit*, and carried *Remit*; After which, ſome other Clauſes of the Act were Adjuſted.

The Lord Chancellor by order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Wedneſday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

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MINUTS

Of the Proceedings in Parliament.

Wedneſday July 14. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

THE Act for Security proceeded in, and it being moved, that the Clauſe impowering the meeting of the Eſtates to Declare a *Succeſſor* to the Crown of the Royal Line, and of the Proteſtant Religion, might receive the *Addition* of theſe Words, *viz.* of the true Proteſtant Religion as by Law eſtabliſhed within this Kingdom, it was alſo moved, that the matter being of ſuch import, the Conſideration of that part of the Clauſe might be delayed till the next *Sederunt*, whereupon the Vote was ſtated *Proceed*, or *Delay*, and carried *Proceed*, after which the Queſtion being firſt ſtated, add to the Clauſe, or not; It was moved that the ſtate might rather be, add theſe words to the Clauſe, or reſt upon the Security by the Coronation Oath, and the Vote being asked, whether the firſt ſtate or the ſecond ſtate ſhould be voted, carried that the ſecond ſtate ſhould be voted, then the Vote was asked in theſe terms, add to the Clauſe, or reſt upon the Security by the Coronation Oath, and carried reſt upon the Security by the Coronation Oath.

The Lord Chancellor by order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Fryday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

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MINUTES

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament.

Fryday July 16. 1703.

Prayers ſaid,
The Rolls Called,
The Minuts of the laſt Sederunt *read.*

PEtition of the Lady *Edinglaſſie* againſt the Laird of *Pourie* preſented, and ordered to ly on the Table till next ſitting of Parliament.

The Act for Security proceeded in, and a Clauſe offered in write *providing the Succeſſor to be named by the Meeting of the Eſtates* (in the event mentioned in the Act) *be not the Succeſſor to the Crown of* England, *unleſs that in this Seſſion of Parliament there be ſuch Conditions of Government ſettled and enacted, as may ſecure the Honour and Independeney of the Crown of this Kingdom, the Freedom, Frequency and* Power *of the Parliament, and the* Religion, Liberty *and Trade of the Nation, from the* Engliſh *or any* Forraign *Influence* ; And upon Debate, if the Clauſe ſhould be added to the Act, the Vote was ſtated proceed farder on the Conſideration of this Clauſe in this Act, Yea, or No ; and carried proceed : And accordingly after ſome farder Conſideration of the Clauſe, the Lord Chancellor declared, that the matter not being ripe for a Vote, and that it was now late, it might be marked in the Minuts, that the Parliament ſhould reſume the farder Conſideration of the Clauſe before any other Buſineſs next *Sederunt* : And then by Order of Her Majeſties high Commiſſioner, Adjourned the Parliament till *Teuſday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament, Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties* Printer, *to Print theſe* Minuts *of Parliament and that no other preſume to Print the ſame.*

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon,* Printers to the Queen's moſt Excellent Majeſty, *Anno Dom.* 1703.

Numb. 31.

MINUTS

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament:

Tueſday July 20. 1703.

Prayers ſaid,
The Rolls called,
The *Minuts of the laſt* Sederunt *read:*

MOved by ſome Lords and other Members, that the Proteſt taken on *Friday* laſt, againſt the Adjournment of the Parliament, as a breach of Priviledge & Interruption of their Reaſoning may be marked in the Minuts; It was declared by the Lord Chancellor, that there was no manner of deſign by that Adjournment to incroach upon the Priviledges of Parliament, but it being then late, and ſundry of the Members preſſing for a delay, the Adjournment followed; But it was expreſly declared that the Debate was to be reſumed the next Dyet of Parliament: Upon which Declaration the ſaids Lords and other Members reſted ſatisfied, and declared they had no other Intention in uſing that Proteſtation, but ſingly for Conſervation of the Priviledge of Parliament: Whereupon the Parliament reſolved to proceed where they left.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. MURRAY, *Cl. Reg.*

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MINUTS

Of the Proceedings in Parliament.

Tuesday July 20. 1703.

Prayers said,
The Roll called,
The Minutes of the last Sederunt read.

MOved by some Lords and other Members, that the Protest taken on Friday last, against the Adjournment of the Parliament, as a breach of Privilege & Interruption of their Reasoning may be marked in the Minutes: It was declared by the Lord Chancellor, that there was no manner of design by this Adjournment to incroach upon the Privileges of Parliament, but it being then late, and Sunday at hand, the Members pressing for a delay, the Adjournment followed; But it was expresly declared that the Debate was to be resumed the next Dyet of Parliament: Upon which Declaration the said Lords and other Members rested satisfied, and declared they had no other intention in ruling that Protestation, but simply for Conservation of the Privileges of Parliament: Whereupon the Parliament resolved to proceed where they left.

The Lord Chancellor by Order of Her Majesties high Commissioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY Order of His Grace, James Duke of Queensberry Her Majesties high Commissioner, and the Estates of Parliament, Sir James Murray of Philiphaugh, one of the Senators of the College of Justice, Lord Clerk Register appoints the Heirs and Successors of Andrew Anderson Her majesties Printer to Print the Minutes of Parliament, and that no other presume to Print the same.

JA. MURRAY, Cl. Reg.

Edinburgh, Printed by the Heirs and Successors of Andrew Anderson, Printer to the Queens most Excellent Majesty, Anno Dom. 1703.

MINUTS

Of the Proceedings in Parliament.

Wedneſday July 21. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

A Warrand granted on the Petition of the Lady *Edinglaſſie*, for citing the Laird of *Pourie* to inſiſt in his Action for remeid of Law againſt her with the uſual Certification.

The Act for Security proceeded in, and the Clauſe offered in write, and proceeded upon the former *Sederunt*, being farder conſidered, a new Clauſe was offered: *Providing that after her Majeſties deceaſe, without Heirs of Her Body, the ſame perſon ſhall in no event be capable to be King or Queen of both Kingdoms of* Scotland *and* England, *unleſs a free Communication of Trade, the freedom of Navigation, and the Liberty of the Plantations be fully agreed to, and eſtabliſhed by the Parliament and Kingdom of* England, *in favours of the Kingdom and Subjects of* Scotland, *at the ſight, and at the ſatisfaction of this, or any enſuing Parliament of* Scotland, *or the ſaid Meeting of the Eſtates*: After reading whereof, it was moved that the Houſe might be regulat, and the ſeveral Members appointed to take their proper Seats, whereupon the Vote being ſtated, proceed in the Act, or to the Regulation of the Houſe, carried proceed in the Act; and accordingly after long Reaſoning on the two Clauſes, under Deliberation, the Queſtion was firſt ſtated, *Add both Clauſes to the Act*, Yea, or No, and being thereafter ſtated proceed or delay, the Vote was asked, whether the Firſt ſtate, or the Second ſhould be put to the Vote; and carried that the ſecond State ſhould be put to the Vote, then the Queſtion being voted *Proceed*, or *Delay*, it carried *Delay*.

Then the Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Friday* next at Ten a Clock.

BY *Order of his Grace*, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament*, Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTES

Of the Proceedings in Parliament

MINUTS

Of the Proceedings in Parliament.

Friday July 23. 1703.

Prayers ſaid,
The Rolls Called.
The Minuts of the laſt Sederunt *read.*

THe Act for Security proceeded in, and a Clauſe offered comprehending both the Clauſes which were formerly under Conſideration; And there being another Draught offered of the ſame Clauſe, with ſome Alteration, after much Debate upon theſe Clauſes, the Vote was at length ſtated, *Proceed*, or *Delay*; and carried *Delay.*

The *Lord Chancellor* by Order of Her Majeſties high Commiſſioner, Adjourned the Parliament till *Munday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament, Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament and that no other preſume to Print the ſame.*

JA. MURRAY, *Cls. Reg.*

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MINUTS

Of the Proceedings in Parliament.

Munday July 26. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

THe Act for Security proceeded in, and the Draught of the two Clauſes offered the former Sederunt, given in by the reſpective Members, with ſome Variation; and it being moved, that the Queſtion might be ſtated, *whether the firſt or the ſecond Clauſe of theſe two ſhould be conſidered*, after ſome debate, the Vote was accordingly ſtated, *Firſt* or *Second*, and carried that the *firſt* Clauſe ſhould be conſidered, whereupon an Amendment being offered to the firſt part of the Clauſe, it was agreed to without a Vote, and an Amendment offered to the ſecond part of the Clauſe being in like manner acquieſced to, the Clauſe was adjuſted in the terms following, *viz.* 'Providing always, that the ſame be not the Succeſſor to the Crown of 'England, unleſs that in this preſent Seſſion of Parliament, and any other 'Seſſion of this or any enſuing Parliament during Her Majeſties Reign, there 'be ſuch Conditions of Government ſettled and enacted as may ſecure the 'Honour and Soveraignity of this Crown and Kingdom, the Freedom, Frequency and Power of Parliaments, the Religion, Liberty, and the Trade of 'the Nation, from *Engliſh* or any Forraign influence, with power to the 'ſaid Meeting of Eſtates, to add ſuch farder Conditions of Government as 'they ſhall think neceſſary, the ſame being conſiſtent with, and no ways derogatory from theſe which ſhall be enacted in this and any other Seſſion of 'Parliament during Her Majeſties Reign: *And farder*, but prejudice of the 'generality foreſaid; It is hereby ſpecially Statute, Enacted and Declared, 'that it ſhall not be in the power of the ſaid Meeting of Eſtates to name the 'Succeſſor of the Crown of *England*, to be Succeſſor to the Imperial Crown of 'this Realm, nor ſhall the ſame Perſon be capable in any Event to be King or 'Queen of both Realms, unleſs a free Communication of Trade, the freedom of 'Navigation, and the liberty of the Plantations be fully agreed to, and eſtabliſhed by the Parliament and Kingdom of *England*, to the Kingdom and 'Subjects of *Scotland*, at the ſight, and to the ſatisfaction of this or any enſuing Parliament of *Scotland*, or the ſaid Meeting of the Eſtates: And then the Vote was ſtated, *Add the Clauſe to the Act, or no*; But before asking the Vote, the Marquis of *Annandale* Lord Preſident of the Privy Council, and the Duke of *Argyle* for themſelves, and all that ſhould adhere to them, declared their Diſſent to the Clauſe, and thereupon took Inſtruments, deſiring their Diſſent ſhould be marked, to which Diſſent the Earls of *Crafurd*, *Lauderdale*, *Leven*, *Kintore*, *Melvill* and *Hindfoord*, the Lords *Elphingſtoun* and

Roſs

Roſs, the Laird of *Preſtoungrange*, Sir *Gilbert Eliot*, the Laird of *Cavers*, Mr. *Francis Montgomery*, Sir *James Campbel*, Sir *Patrick Johnſtoun*, *Walter Stuart* of *Pardoven*, and *Hugh Montgomery* adhered.

The Viſcount of *Tarbat* Lord Secretary in like manner declared his Diſſent from the Clauſe, in ſo far as it might derogat from the Freedom and Priviledges of Parliaments, or Meetings of the Eſtates, in their legal eſtabliſhed Conſtitution by the Laws of the Kingdom; and the Vote being thereafter asked, Add, or no; was carried in the Affirmative.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Wedneſday* next at Ten a Clock.

BY Order of his Grace, James Duke of Queensberry Her Majeſties high Commiſſioner, and the Eſtates of Parliament, Sir James Murray of Philiphaugh, one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of Andrew Anderſon Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.

JA. MURRAY, *Cl. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament,

Wedneſday July 28. 1703.

Prayers ſaid,
The Rolls Called.
The Minuts of the laſt Sederunt *read.*

THE Act for Security proceeded in, and a Clauſe offered, declaring that the Eſtates ſhould not nominat their Succeſſor in the event, contained in the Act during ſome days after their firſt Meeting, which being conſidered, The Queſtion was firſt ſtated, *if the number of theſe days ſhould be Twenty or Thirty*, and thereafter it being Moved, That the Queſtion might rather be ſtated, *if the days ſhould be Thirty or Sixty*; The Vote was asked, *whether the firſt ſtate or the ſecond ſhould be put to the Vote*, and carried that the *firſt* ſtate ſhould be put to the Vote; Then the Vote being asked, Whether *Twenty* or *Thirty* Days, carried *Twenty*; After which it was acquieſced to without a Vote, That theſe *Twenty* Days being elapſed, the Eſtates ſhall proceed to make the ſaid Nomination with all convenient Diligence.

The Lord Chancellor by Order of Her Majeſties High Commiſſioner, Adjourned the Parliament till *Friday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament, Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties* Printer, *to Print theſe* Minuts *of Parliament and that no other preſume to Print the ſame.*

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queen's moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament.

Friday July 30. 1703.

Prayers ſaid,
The Rolls Called.
The Minuts of the laſt Sederunt *read.*

AN Act of the Commiſſion of the General Aſſembly for a Day of Faſting and Humiliation over the Kingdom offered and Read, appointing Application to be made to the Parliament for adhibiting the Civil Sanction thereto; and accordingly the Draught of an Ordinance of Parliament appointing the ſaid Faſt to be obſerved the laſt *Thurſday* of *Auguſt* next was given in and Read and agreed to without a Vote.

The Act for Security proceeded in, and a Clauſe offered, 'Declaring it high 'Treaſon to Adminiſtrat the Coronation Oath, or be Witneſs to the Adminiſtra-'ting thereof, but by appointment of the Eſtates of Parliament in manner 'mentioned in the Act, or to own or acknowledge any Perſon as King or 'Queen of this Realm, in the reſpective Events mentioned in the Clauſe, 'until they have Sworn the Coronation Oath, and accepted the Crown on 'the Terms of the Claim of Right, and the other Conditions to be ſettled in 'this or any enſuing Parliament, or added in the ſaid Meeting of the Eſtates 'and be thereupon declared and admitted as above; Which Clauſe was a-quieſced to; But it being moved, that there be a Clauſe *declaring the ſaid Crime irremiſſable without conſent of Parliament*, The Vote was ſtated, *if that Clauſe ſhould be added* Yea *or* No, and carried in the *Affirmative.*

It was then conſidered, whether the Government ſhould be lodged for the Interval of time betwixt the deceaſe of the Soveraign, and the elapſing of the next twenty Days thereafter in ſuch Members of the Eſtates as ſhould happen to be in *Edinburgh* or come to it for the time, or in the Privy Council of the then laſt deceaſed King or Queen, and the Vote firſt ſtated, *Whether in the Eſtates or in the privy Council*, and being thereafter ſtated, *Whether in the Eſtates joyntly with the Council or in the Eſtates alone*; The Marquiſs of *Montroſe* proteſted for himſelf and in name and behalf of all the Peers of this Kingdom, who ſhould adhere to his proteſtation, that no Vote to be paſt ſhall in any manner of way prejudge the ſaids Peers in their Native and undoubted Right, and diſſented from the preſent Vote, in ſo far as it might derogate thereto; and thereupon asked Inſtruments, which proteſtation was adhered to by his Grace the Duke of *Hamilton*, the Marquiſs of *Tweddale*, the Earls *Mariſhal*, *Rothes*, *Buchan*, *Home*, *Strathmore*, *Roxburgh*, *Haddingtoun*, *Selkirk*, *Ruglen* and *Marchmount*, the Viſcounts of *Stormount* and *Teviot*, and the Lords *Blantyr*, *Beilhaven*, *Colvil* and *Kinnaird*. *Robert Dun-*

duſs

daſs of *Arniſtoun* proteſted for himſelf and in Name of the Barrons and Freeholders of *Mid-lothian*, whom he had the Honour to repreſent, and in behalf of any other Shire of this Kingdom whoſe Repreſentatives ſhall think fit to adhere to his proteſtation, that no Clauſe to be Voted and Inſert in the Act for Security of the Kingdom, ſhall in any manner of way prejudge the legal and undoubted Right and priviledge of the ſaid Shire or their lawful Repreſentatives, and diſſented from the preſent Vote in ſo far as it might derogat to the ſaid right and priviledge of the Commiſſioners for Shires, whereupon he asked Inſtruments, which proteſtation was likeways adhered to by Sir *Robert Dickſon* of *Innerask*, the Laird of *Carnwath*, Sir *John Lauder* of *Fountainhal*, the Laird of *Saltoun*, the Laird of *Dirletoun*, Sir *Robert Sinclair*, Sir *John Home*, Sir *John Swintoun*, Sir *Patrick Home*, Sir *William Ker* of *Greenhead*, *William Bennet* younger of *Grubbet*, the Laird of *Lamingtoun*, the Laird of *Jerviſwood*, The Laird of *Stevenſon* younger, the Laird of *Aikenhead*, Mr. *William Cochran* of *Kilmaronock*, Sir *Humphrey Colquhoun* of *Luſs*, *John Grahame* of *Killearn*, *James Grahame* of *Buchlivie*, *Robert Rollo* of *Powhouſe*, *Thomas Sharp* of *Houſtoun*, *John Hadden* of *Glenagies* Sir *Patrick Murray* of *Auchtertyre*, *William Oliphant* of *Gask*, *Mungo Grahame* of *Gorthy*, Sir *Thomas Burnet* of *Leyes*, *Alexander Gordon* of *Pitlurg*, *William Seton* of *Pitmedden*, *James Moor* of *Stonniewood*, the Lairds of *Grant* Elder and younger, the Laird of *Kilravock*, the Laird of *Balfour*, Major *Henry Balfour* of *Dumboig*, *Robert Douglaſs* of *Strath henry*, Mr. *James Carnagie* of *Phinhaven*, *James Halyburton* of *Pitcur*, *David Graham* of *Fintry*, *Alexander Duff* of *Braco*, Sir *George Sinclair* of *Clyth*, *James Brody* of that Ilk, *Robert Dumbar* of *Granghil* and *John Bruce* of *Kinroſs*. *Alexander Watſon* of *Aitherny* Commiſſioner for the Burgh of St. *Andrews* proteſted for himſelf and in Name of all the Burghs of this Kingdom, whoſe Repreſentatives ſhall adhere to his proteſtation That no ſuch Vote or Act ſhould prejudge the ſaids Burghs of their juſt and legal Title and priviledge, and diſſented from the preſent vote, in ſo far as it might derogat to the ſaid legal Right, Title and priviledge of the Commiſſioners for Burghs, and thereupon he took Inſtruments, which proteſtation was adhered to by *Alexander Robertſon*, *Patrick Bruce*, Sir *John Areskin*, *James Spittle* *Alexander Duff* *Francis Molliſon*, Sir *Andrew Home*, Sir *James Halket*, *George Smith*, *Robert Kellie*, Mr. *John Lyon*, *George Brody* of *Aſlick*, *George Home*, Mr. *James Bethun* and Mr. *Alexander Arbuthnot*, After which proteſtations, the Vote was aske *whether the firſt or the ſecond ſhould be voted*, and carried *that the ſecond ſhould be voted*, then the Vote was asked *Whether in the Eſtates joyntly with the Council or in the Eſtates alone*, and carried *in the Eſtates joyntly with the Council.*

The Lord Chancellor by Order of Her Majeſties High Commiſſioner, Adjourned the Parliament till *Munday* next at Ten a Clock.

BY *Order of his Grace*, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament*, Sir James Murray *of* Philiphaugh, *one of the Senators of the College of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS
Of the Proceedings in Parliament.

Munday August 2. 1703.

Prayers said,

The Rolls called,

The Minuts of the laſt Sederunt *read:*

THE Lord high Commiſſioner ſignified to the Eſtates, that in regaird a great many of the Commiſſioners from the Royal Burrows were to meet in the Convention of Burrows this Week at the Burgh of *Glaſgow*, he thought fit to Adjourn the parliament for ſome days: And accordingly the Lord Chancellor by Order of the Lord high Commiſſioner, adjourned the Parliament till *Saturday* next at ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament, Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice,* Lord *Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament and that no other preſume to Print the ſame.*

JA. MURRAY, *Cl. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printers to the Queen's moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament

Monday, August 3. 1702.

Prayers read.

The Roll called.

The Minutes of the last Sederunt read.

The Lord High Commissioner signified to the Estates, that in regard a great many of the Commissioners from the Royal Burrows were to meet in the Convention of Burrow this Week at the Burgh of Dalkeith, he thought fit to Adjourn the Parliament for some days: And accordingly the Lord Chancellor by Order of the Lord high Commissioner, adjourned the Parliament till Saturday next at ten a Clock.

By Order of his Grace, James Duke of Queensberry, Lord High Commissioner, &c. the Master of [illegible] Brother, Sir James Murray of Philiphaugh, one of the Deputers of the College of Justice, Lord Clerk Register, appoints the Clerks and Keepers of Records, and [illegible] Deputy Printer, to Print their Minutes of Parliament, and to no other perſons to Print the same.

JA. MURRAY, Cl. Reg.

Edinburgh, Printed by the Heirs and Successors of Andrew Anderson, Printer to the Queens most Excellent Majesty, Anno Dom. 1702.

MINUTS

Of the Proceedings in Parliament.

Saturday August 7. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

THe Clauſe ſettling the Adminiſtration for the Interval of the Twenty days next following the death of the Soveraign, being farder conſidered and adjuſted, an additional Clauſe was offered, bearing Thirty of the ſaid Members of the Eſtates and Members of the former Council to be a *Quorum*, the plurality being alwiſe of the Eſtates, who were not of the former Council; And thereupon the Vote ſtated, *Add the Clauſe or no*, but before asking the Vote, the Earl of *Marr* proteſted for himſelf, and all who ſhould adhere to his proteſtation, that this Vote might not prejudge the Peers of their Birth-right, by ſecluding them from ſitting at any time amongſt the Members of Eſtates and Counſellers that are to meet during the Interval, becauſe of their being Members of the privy Council that was at the *Queens* or *Kings* deceaſe, and thereupon took Inſtruments; which proteſtation was adhered to by the Marquiſs of *Annandale* Lord Preſident of the privy Council, the Marquiſs of *Athole* Lord privy Seal, the Earls of *Crafurd*, *Mortoun*, *Glencairn*, *Eglintoun*, *Wigtoun*, *Kelly*, *Galloway*, *Finlatour*, *Levin*, *Belcarras*, *Kintor*, *Dunmore*, *Melvill* and *Hyndfoord*, the Lords *Forbes*, *Elphingſtoun*, *Rollo* and *Bellenden*.

The Laird of *Kilbirny* in like manner proteſted for himſelf, and all that ſhould adhere to his proteſtation againſt the Clauſe, as prejudicial to the priviledge of the State of Barrons, and that it might not be drawn in conſequence as a Precedent to the prejudice of that Eſtate, and thereon took Inſtruments, which proteſtation was adhered to by the Laird of *Cavers*, Mr. *Francis Montgomery* and Mr. *William Dalrymple*.

Sir *Patrick Johnſtoun* alſo proteſted, that the Vote might not prejudge the Provoſt of *Edinburgh* for the time, he being uſually a privy Counſellor, and thereon he took Inſtruments; After which proteſtations the Vote was asked, *Add the Clauſe or no*, and carried in the Affirmative.

Moved, that a Clauſe be adjected, ordaining that all Commiſſions granted to the Officers of State, Lords of Theſaury and Exchequer, preſident of the privy Council, and all other civil Commiſſions that are now granted during pleaſure

pleasure, shall by the decease of the King or Queen reigning become null and void, excepting Sheriffs, Stewarts and Justices of the peace in their respective Bounds, and after Debate, the Question was first stated, *Add the Clause or no*, and being thereafter stated in these words, *viz.* Whether the Commissions of the Officers of State shall fall at the death of King or Queen, or continue until the Meeting of the Estates, the Vote was asked, *Whether the first State or the second State should be voted*, and carried that the first State should be voted; Then the Vote being asked, *add the Clause or no*, was carried in the Affirmative.

Then the Lord Chancellor by Order of Her Majesties high Commissioner, adjourned the Parliament till *Tuesday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry *Her Majesties high Commissioner, and the Estates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Justice, Lord Clerk Register Appoints the Heirs and Successors of* Andrew Anderson *Her Majesties Printer to Print these Minuts of Parliament, and that no other presume to Print the same.*

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson,* Printer to the Queens most Excellent Majesty, *Anno Dom.* 1703.

MINUTS

Of the *P*roceedings in *P*arliament.

Tueſday 10. *Auguſt* 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

THe Act for Security proceeded in, and a Clauſe offered, Ordaining all Proteſtant Heretors, and all Burghs within the Kingdom furthwith to provide themſelves with Fire Arms for all the fencible Men, who are *P*roteſtants in their reſpective *B*ounds, of the Bore proportioned to a *B*ullet of Fourteen Drop Weight, Running 5 and that the ſaid Heretors and Burghs Diſcipline and Exerciſe their ſaid fencible Men once in the Moneth at leaſt. Upon which after long Debate, The Vote was ſtated, Add the Clauſe to the Act or no, and carried in the Affirmative.

A Clauſe then offered, Ordaining all Commiſſions of Officers in the ſtanding Forces above Captains, to be null in the time and event mentioned in the Clauſe, and that all Captains and *L*iuetenants of Companies, and Troops which belonged to Officers above Captains continue their ſeveral Commands, without extending the ſame farder than their Companies and Troops till farder Orders from the Eſtates or Committee in the Interval, and Requiring all Officers and Souldiers in dayly Pay at the ſaid time to continue in, or repair to their Quarters and Gariſons, and not to remove from thence but by Order foreſaid, under the pain of Treaſon. And there being another Draught of the Clauſe offered, providing that in the ſaid event all Officers having military Commiſſions, and their Commiſſions, and all Souldiers of whatſoever degree ſhall be abſolutely at the Diſpoſal, and under the Subjection of of the ſaid *C*ommittee in the Interval, or of the Eſtates when once met; and that no Officer or Souldier remove from their Quarters where they ſhall be for the time, without orders from the ſaid Committee or Eſtates, or preſume to diſobey the *C*ommands of the ſaid *C*ommittee or Eſtates, under the pain of Treaſon: The *V*ote was ſtated after ſome debate, Add the firſt or the ſecond Draught of the *C*lauſe, and carried that the firſt Draught of the Clauſe ſhould be added.

The Lord Chancellor by Order of Her Majeſties High Commiſſioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY Order of his Grace James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the* Senators *of the* Colledge *of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to* Print *the ſame.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon,* Printer to the Queen's moſt Excellent *M*ajeſty, *Anno Dom,* 1703.

MINUTS

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament.

Wedneſday Auguſt 11. 1703.

Prayers ſaid,
The Rolls Called.
The Minuts of the laſt Sederunt *read.*

THe Act for Security proceeded in, and a Clauſe offered to be adjected to the former Clauſe for arming the Fencible Men, bearing that the ſaids Heretors ſhall take the Oath of Alledgeance and Aſſurance; As alſo, appointing ſuch Heretors or fencible Men as are ſuſpect of Popery, when required, to take the *Formula* in the Act one thouſand ſeven hundred years, in preſence of the Sheriff, or any other Judge within whoſe Juriſdiction they reſide, which was agreed to without a Vote; And thereafter a Clauſe was ordained to be added, Reſcinding, Caſſing and Annulling the ſeventeenth Act of the Seſſion of Parliament one thouſand ſix hundred and ninety ſix years, and all other Laws and Acts of Parliament, in ſo far as they are inconſiſtent with this Act; and thereupon it being moved, that the ſecond Act of the Parliament one thouſand ſix hundred eighty one years, *Aſſerting the Right of Succeſſion* might be expreſly reſcinded: After Debate, the Queſtion was at length put to the vote, *If the Act one thouſand ſix hundred and eighty one years ſhould be reſcinded expreſly, or by the general Clauſe*, and carried that it ſhould not be reſcinded expreſly, but by the general Clauſe: Then the Vote being asked, *Proceed to approve the haill Act*, or *Delay*, carried *Delay*.

The Lord Chancellor by Order of Her Majeſties High Commiſſioner, Adjourned the Parliament till *Friday* next at Ten a Clock.

BY *Order of his Grace*, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament*, Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament.

Friday Auguſt 13. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*
The Act for *Security* Read, Voted and Approven.

PEtition by *Alexander* Lord *Blantyre* read, intreating that his Grace Her Majeſties High Commiſſioner, and the Eſtates might accept of his Submiſſion and moſt humble Acknowledgement of the indecent and undutiful Expreſſions uttered by him in preſence of Her Majeſties Advocat againſt his Grace Her Majeſties high Commiſſioner, contained in a ſubſcribed Complaint exhibited againſt him thereanent by her Majeſties Advocat, for which he was in Cuſtody by order of the Lord high Conſtable; Upon reading of which Petition, the Lord high Conſtable was ordered to cauſe bring the Petitioner to the Houſe, that the Earl *Mariſhal* might cauſe bring him to the Barr, to the end he might there kneeling beg Pardon of his Grace, the Lord high Commiſſioner and the Eſtates for his ſaid Offence, to pay a Fine of Five thouſand Pounds, and to continue in cuſtody until the Fine be payed, or a valid Bond given to the Caſh-keepers for the payment thereof; And the Lord *Blantyre* being ſiſted at the Barr, the Lord Chancellor reſumed the Order of Parliament, and by Warrand of Her Majeſties high Commiſſioner, declared, that his Grace was pleaſed to diſpenſe with the Petitioners making his acknowledgement kneeling, to which the Eſtates having agreed, the Lord *Blantyre* gave Obedience to the reſt of the Sentence, and was thereupon diſmiſſed, and allowed to take his place.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Munday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. MURRAY, *Cl. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

No. 42

MINUTES

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament.

Munday Auguſt 16. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt read.

MOved, that the controverted Elections not yet diſcuſſed be now determined, and accordingly the Objection againſt *Alexander Dowglas* of *Egleſhaw* one of the Commiſſioners for the Stewartrie of *Orkney* was inſiſted in, and after debate by the Advocats for and againſt him, the Objections being paſt frae, he took the Oath of Alledgeance and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance, and was admitted accordingly.

The compeating Elections betwixt *Alexander Edgar* late Provoſt, and *William Mackcal* preſent Provoſt for the Burgh of *Haddingtoun* being called, and the Advocats for either party heard, the Minuts of the Town-Court at the Election of *Alexander Edgar* were read, and after ſome Debate the Vote ſtated, *Admit of* Alexander Edgar *as lawfully elected, yea, or no*; was carried in the Affirmative, and he thereupon took the Oath of Alledgeance and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance, and was admitted in like manner.

Then the Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament, Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties* Printer, *to Print theſe* Minuts *of Parliament and that no other preſume to Print the ſame.*

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queen's moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament,

Tueſday Auguſt 17. 1703.

Prayers ſaid,
The Rolls Called.
The Minuts of the laſt Sederunt *read.*

THe Lord Clerk Regiſter having informed the Parliament, that Captain *John Boſwel* who competed with *James Oſwald* Commiſſioner for the Burgh of *Kirkaldie*, had taken up his Commiſſion, *James Oſwald* took the Oath of Alledgeance and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance, and was admitted.

The controverted Elections betwixt *John Hutchiſon* preſent Provoſt, and *Patrick Stephen* late Provoſt for the Burgh of *Aberbrothock* being called, the Advocats for either party were heard, and the ſeveral Proteſtations againſt their reſpective Elections being read, after ſome debate, the Vote was ſtated, *Suſtain the Commiſſion in favours of Provoſt* Hutchiſon, or *remit to the Burgh to make a new Election*; and carried *ſuſtain the Commiſsion*:

The Draught of the Act *anent the making Peace and Warr*, read, and ordered to be marked a firſt Reading.

The Lord Chancellor by Order of Her Majeſties High Commiſſioner, Adjourned the Parliament till to Morrow at Ten a Clock.

BY *Order of his* Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the* Senators *of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties* Printer, *to Print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament.

Tuesday August 17. 1703.

Prayers said.
The Roll called.
The Minuts of the laſt Sederunt read.

THe Lord Clerk Regiſter having informed the Parliament, that Captain John Belfrel who competed with James Oſwald Commiſſioner for the Burgh of Kirkaldie, had taken up his Commiſſion, James Oſwald took the Oath of Allegeance and Oath of Parliament, and ſubſcribed the Allegeance and Aſſurance, and was admitted.

The controverted Elections betwixt John Hutchiſon preſent Provoſt, and Patrick Stephen late Provoſt for the Burgh of Dirleton being called, the Advocats for either party were heard, and the ſeveral Proteſtations againſt their reſpective Elections being read, after ſome debate, the Vote was ſtated, Sustain the Commiſſion in favours of Provoſt Hutchiſon, or remit to the Burgh to make a new Election; and carried Sustain the Commiſſion.

The Draught of the Act anent the making Peace and War, read, and ordered to be marked a firſt Reading.

The Lord Chancellor by Order of Her Majeſties High Commiſſioner, Adjourned the Parliament till to Morrow at Ten a Clock.

THE Duke of Queensberry, Her Majeſties High Commiſſioner, and the Eſtates of Parliament, Sir James Murray of Philiphaugh, one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appointa the Heirs and Succeſſors of Andrew Anderſon, Her Majeſties Printer, to Print the Acts of Parliament, and that no other perſons to print the ſame.

JA. MURRAY. Cls. Reg.

Edinburgh, Printed by the Heirs and Succeſſors of Andrew Anderſon, Printer to the Queens moſt Excellent Majeſty, Anno Dom. 1703.

MINUTS

Of the Proceedings in Parliament.

Wedneſday Auguſt 18. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

THE Act anent *Peace and War* farder conſidered, and there being a Clauſe offered, Declaring that the Act ſhould not be underſtood to impede the Soveraign of this Kingdom, to raiſe and imploy the Subjects thereof for ſuppreſſing any Inſurrection within the Kingdom, or repelling any Invaſion from Abroad, according to former Laws; After reading thereof, it was moved that the Narrative of the Act might be firſt conſidered, and thereupon the Vote was ſtated, whether the Narrative or the Clauſe ſhould be firſt conſidered, and carried that the Clauſe ſhould be firſt conſidered, and then the Clauſe being conſidered and amended, was agreed, to be added without a Vote.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace, James *Duke of* Queenſberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe* Minuts *of Parliament, and that no other preſume to Print the ſame.*

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament:

Thurſday Auguſt 19. 1703.

Prayers ſaid,
The Rolls Called,
The Minuts of the laſt Sederunt read.

THE Act *anent Peace and War* proceeded in, and ſeveral Clauſes offered relating to the manner of managing Treaties of Peace; And there being an Alteration offered, adapting it to a Clauſe, leaving every thing relating to Treaties of Peace, Allyance and Commerce, to the wiſdom of the Soveraign, with conſent of the Eſtates of Parliament, who ſhall declare the War; After ſome Debate, the Vote was ſtated, *Approve*, or *Alter*, and carried *Alter*; Then another additional Clauſe being offered and read, anent *the bringing Forces into, or tranſporting Forces furth of this Kingdom for Forraign Service without conſent of Parliament*, the Conſideration thereof was delayed.

The Lord Chancellor by Order of Her Majeſties High Commiſſioner, adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament, Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament and that no other preſume to Print the ſame.*

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queen's moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the *Proceedings* in *Parliament.*

Friday Auguſt 20. 1703.

Prayers ſaid,

The Rolls *called,*

The Minuts of the laſt Sederunt *read.*

A Warrand granted for electing a new Commiſſioner in place of *David Chriſtie* deceaſed, for the Burgh of *Dyſert* on *Munday* next.

The Act anent Peace and War being read a ſecond time, the Queſtion was ſtated, *Approve the Act, or not*; and being put to the Vote, was carried in the *Affirmative.*

The Draught of an Act and Commiſſion, for examining the publick Accompts, given in and read, and ordered to be marked a firſt reading.

An other Draught of an Act to the ſame purpoſe, given in and read, and both theſe Draughts ordained to be Printed for Information of the Members.

Agreed, that the Number of the Commiſſioners be Five of each State, and that no perſon who can be accomptable be choſen a Member of the Commiſſion.

An Overture by way of Act, anent the Qualifications of the Members of Parliament, read and given in, and ordered to ly on the Table:

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Munday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon,* Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament.

Munday Auguſt 23. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read,*

MOved that the Members of the Commiſſion of Parliament for examining the publick Accompts be choſen in plain Parliament, and not by the Eſtates ſeparatly, but after ſome Debate thereupon, it was acquieſced to, that they ſhould be choſen by the Eſtates ſeparatly, conform to the former Cuſtom.

The draught of the ſaid Act and Commiſſion which had received a firſt reading, read again, and after ſeveral Amendments, it was put to the Vote and approven.

The Lord Chancellor by Order of Her Majeſties High Commiſſioner, adjourned the Parliament till *Wedneſday* next at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament, Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties* Printer, *to Print theſe* Minuts *of Parliament and that no other preſume to Print the ſame.*

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon,* Printer to the Queen's moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTES

of the Proceedings in Parliament

MINUTS

Of the *Proceedings* in *Parliament.*

Wedneſday Auguſt 25. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

THen the Eſtates ſeparated and chooſed five of each Eſtate to be Commiſſioners for examining the publick Accompts, which were reported in Parliament as follows, *viz.* The Earls of *Galloway*, *Northesk*, *Belcarras*, and *Dunmoir*, and the Viſcount of *Stair* for the Nobility; *Robert Dundaſs* of *Arniſtoun*, *Sir John Lauder* of *Fountainhall*, *John Halden* of *Glenegies*, *William Seaton* of *Pitmedden* younger, and *James Ogilvie* of *Boyn* younger, For the Barrons, *Colin Campbel*, Mr. *John Clerk*, Mr. *Dougal Stuart*, Sir *David Cunninghame*, and Mr. *Robert Frazer* for the Burrows.

Agreed that all Members of Parliament may be preſent in the Commiſſion, and after leave obtained, may ſpeak their Opinion upon any matter treated therein.

An Overture being preſented in form of Act, for the more effectual Execution of the Laws, *Prohibiting the Importation of Iriſh Victual*; It was moved, that before the Conſideration of any ſuch Overture relating to Trade, the Parliament might proceed to the Conſideration of other Overtures for the further Security of the Liberty of the Nation; and after much debate the Queſtion was at length ſtated, if the Parliament ſhould proceed firſt to the Conſideration of farder Overtures for ſecuring our Liberty, or of Overtures for Trade; *And* being put to the Vote, it carried *proceed to conſider Overtures for Trade*, whereupon ſeveral new Overtures, a *Repreſentation*, and Petition, with ſome Overtures for *Acts* formerly given in, were read as follows, *viz.* 'The *Act* in favours of the Company trading to *Africa* and the *Indies*, 'with ſeveral Reaſons offered for paſſing thereof, Repreſentation in behalf 'of the *Royal* Burrows anent the Communication of Trade, with the 'Draught of *the Act* to which it refers, *The Act* for the more effectual Execu-'tion of the *Laws* againſt importing *Irish* Victual, with a Clauſe to be ad-'ded againſt importing *Irish* Horſe and Cattel, *Act* for turning the Exciſe 'from the *Liquor* to Malt, *The Act* anent the Draw-backs for exported

Victual

'Victual; *The Act* for allowing the Exportation of Sheep and Lamb-'Skins with Wooll on them; Act for encouraging of Coal and Salt-works, 'Petition for Mr. *George Campbell* anent his new Invention to improve the 'making of Salt, Act anent Planting and Poli y and Lyming of Corn-'ground; *The Act* for delivering Meal by Weight; Act for declaring this 'Kingdom a free Port: And all ordered to ly on the Table, and the Members who presented the several Overtures, allowed each of them to print his overture

The Lord Chancellor by Order of Her Majesties high Commissioner, adjourned the Parliament till *Friday* next at Ten a Clock.

BY Order of his Grace, James Duke of Queensberry *Her Majesties high Commissioner, and the Estates of Parliament, Sir* James Murray *of* Philiphaugh, *one of the Senators of the College of Justice, Lord Clerk Register Appoints the Heirs and Successors of* Andrew Anderson *Her majesties Printer to Print these Minuts of Parliament, and that no other presume to Print the same.*

JA. MURRAY, *Cl. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Queens most Excellent Majesty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament;

Friday Auguſt 27. 1703.

Prayers ſaid,
The Rolls Called.

GEorge Eaſon Commiſſioner for *Dyſert* took the Oath of Alledgeance, and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance.

The Minuts of the laſt Sederunt read.

The *Act* in favours of the Company trading to *Africa* and the *Indies*, read again, and ordered to be marked a firſt reading.

The *Act* in favours of the Royal Burrows anent the Communication of Trade again read, and ordered to be marked a firſt reading.

The *Act* for the more effectual execution of the Laws prohibiting the Importation of *Iriſh* Victual, with the Clauſe anent *Iriſh* Horſe and Cattel, read again, and ordered to be marked a firſt reading, and that it be furthwith printed, to the end it may be farder conſidered the ſecond Meeting of Parliament next Week.

The *Act* continuing the Prohibition of Exporting *Engliſh* and *Iriſh* Wooll till next Seſſion of Parliament, read again, and ordered to be marked a firſt reading, and that it be likewiſe printed, in order to the farder Conſideration thereof the ſaid ſecond Meeting of Parliament next Week.

The *Act* allowing the Importation of Wines and Forraign Liquors read again, and thereupon after long debate, the Vote being asked if the Act ſhould be marked a firſt reading, or delayed, carried that the Act ſhould be marked a firſt reading.

The Lord Chancellor by Order of Her Majeſties High Commiſſioner, Adjourned the Parliament till *Munday* next at Ten a Clock.

BY *Order of his Grace*, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament*, Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter. Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

Price

James Burgess

MINUTS

Of the Proceedings in Parliament.

Munday August 30. 1703.

Prayers said,
The Rolls called,
The Minuts of the last Sederunt *read.*

ORdered that the Lord Regiſter cauſe print an exact Liſt of all the Members of Parliament as they ſtand in the Rolls, and that the Earl of *Dumbar* be inſert in his place, according to the Decreet of Ranking in the year 1606.

The Act in favours of the Company trading to *Africa* and the *Indies*, read, voted and Approven.

Petition by *Patrick Steel* Vinter read, and the Summonds at his inſtance againſt his Creditors being called, and none compearing, there was Protection granted him from perſonal Execution for payment of all Sums of Money for year and day after this Date.

Reſolved, that the Parliament will proceed to conſider privat Buſineſs the firſt Meeting thereof next Week as follows, *viz.* The Action at the inſtance of *Ker* of *Moriſtoun* againſt Sir *James Cockburn*, The Action at the inſtance of the Earl of *Home* againſt Sir *Patrick Home*, the Summonds at the inſtance of the Laird of *Clackmannan* againſt his Creditors, and the other Petitions and Summonds lying before them, as they ſhould be ready and inſiſted in.

The Act anent the Draw backs for exported Victual, read, and ordered to be marked a firſt reading.

The Act anent the Communication of Trade being read again, there was a Draught of an Act offered and read, impoſing a Tenth Part of the ordinary Ceſs payable by the Royall Burrows upon the Shires, according to their ſeveral *Quotas* of Ceſs to be proportionated by the Commiſſioners of Supply betwixt the Burghs of Regality and Barrony, and the Land Rent in the reſpective Shires, which was ordered to ly on the Table, and allowed to be printed before next ſitting of Parliament.

The Act prohibiting Butchers to be Graſiers read again, and it being moved that the Clauſe therein declaring all Tacks of Graſs already ſet to Butchers to become void for years to run after *Whitſunday* next, unleſs the ſame were tiled and ſowen with Corn yearly; The vote was asked, *Approve*, or *Reject* the Clauſe, and carried *Approve*: Then a Clauſe was offered, allowing all perſons to ſell Butcher Fleſh in all Burghs of the Kingdom every lawfull day of the Week, paying only the petty Cuſtomes of the Burghs, and there-

thereupon the Vote being asked, *add the Clauſe, or not*, carried in the *Affirmative*, after which the whole Act was read, but before voting thereof, Sir *Patrick Johnſtoun* proteſted, it might not prejudge the priviledge of the Royal Burrows, or the Rights of any Incorporation or perſons therein who are not heard before the paſſing of the Act, and thereupon asked *Inſtruments*; which proteſtation was adhered to by *Robert Inglis*, *Alexander Robertſon* for *Perth*, *John Scrimzeour* for *Dundee*. *John Allardice* for *Aberdeen*, Lieutenant Colonel *John Erskine* for *Stirling*, *Alexander Watſon* for St. *Andrews*, *Hugh Montgomery* for *Glaſgow*, *John Muir* for *Air*, *Alexander Edgar* for *Haddington*, *James Oſwald* for *Kirkaldie*, *Robert Johnſtoun* for *Dumfries*, Mr. *Alexander Cunninghame* for *Irving*, *Walter Scot* for *Jedburgh*, *William Coltran* for *Wigtoun*, Sir *James Halket* for *Dumfermling*, *Robert Scot* for *Selkirk*, Sir *James Smollet* for *Dumbarton*, *Robert Kellie* for *Dumbar*, *Archibald Shiel* for *Peebles*, Sir *Alexander Ogilvie* for *Bamff*. Mr. *William Johnſtoun* for *Annan*, and *Donald Campbell* for *Inverary*; Then the whole Act was put to the Vote, and Approven.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace, James Duke of Queensberry Her Majeſties high Commiſſioner, and the Eſtates of Parliament, Sir James Murray of Philiphaugh, one of the Senators of the College of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of Andrew Anderſon Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament.

Tuesday August 31. 1703.

Prayers said,
The Rolls called,
The Minuts of the last Sederunt *read.*

AN Overture in form of Act for a Manufactory of Lame, Purselain and Earthen-Wair, read, and ordered to be marked a first reading.

The Draught of an Act *for encouraging Shipping and Seamen*, read, and ordered to ly on the Table.

The Act for the more effectual Execution of the Laws, prohibiting the Importation of Irish *or other Victual, and* Irish *Cattel*, &c. read again, and the Clause punishing the Transgressors under the Degree of Heretors, by delivering them to be transported for Recruits beyond Sea being considered, the Vote was asked, *Approve*, or alter the *Clause*, and carried *Approve*; Then a Clause *anent importing* Irish *Horses* being considered, the Vote was asked, *Allow the importing of* Irish *Horses till next Session of Parliament*, Yea, or No; and carried in the *Negative*: After which, the Act received some farder Amendments, and was at length read as amended, put to the Vote and Approven.

The Lord Chancellor by Order of Her Majesties high Commissioner, Adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majesties High Commissioner, & the Estates of Parliament, Sir* James *Murray of* Philiphaugh, *one of the Senators of the Colledge of Justice, Lord Clerk Register, Appoints the Heirs and Successors of* Andrew *Anderson, Her Majesties* Printer, *to Print these* Minuts *of Parliament and that no other presume to Print the same.*

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Queen's most Excellent Majesty, *Anno Dom.* 1703.

MINUTES

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament.

Wedneſday September 1. 1703.

Prayers ſaid,
The Rolls Called,
The Minuts of the laſt Sederunt *read.*

THe Draught of an Act diſcharging the Importation of all forraign Wooll, and the Making or Wearing any woollen Cloath above the price of ſeven Pounds four ſhillings *per* Eln, read, and ordered to ly on the Table.

The Draught of an Act for reviving an Act paſt in the 12 Parliament of King *James* 6. *Anent Mines and Minerals*, read, and ordered to ly on the Table.

Petition by Mr. *William Black* Advocat, relating to his woollen Manufactorie at *North-milns* of *Aberdeen*, read, and thereupon the ſaid Manufactory, by a Vote and Deliverance of Parliament, endowed with the ordinary Priviledges, and the Commiſſioners of Supplie in the Shire impowered to impoſe yearly a thouſand pounds from year to year for five years, on the Land-Rent of the Shire, for breeding up Boys in manner, and for the ends mentioned in the Petition.

The Act anent the Prohibition of exporting *Engliſh* or *Iriſh* Wooll till the next Seſſion of Parliament, read again, and after much Debate, the Vote being asked, *Proceed*, or *Delay*; carried *Delay*.

The Lord Chancellor by Order of Her Majeſties High Commiſſioner, Adjourned the Parliament till to morrow at Ten a Clock.

BY *Order of his Grace*, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament*, Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

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MINUTES

Of the Proceedings in Parliament.

MINUTS

Of the Proceedings in Parliament:

Thurſday September 2. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt read.

PEtition by the Proprietors of the Woollen Manufactory at *Muſſburgh*, deſiring it might be declared a Manufactory with the ordinary priviledges, read and granted.

The Petition by *William Hog* of *Harcarſe*, in behalf of his Woollen Manufactory of *Harcarſe* to the ſame purpoſe, read again and granted.

The Act for continuing the prohibition of exporting *Engliſh* and *Iriſh* wooll till the next Seſſion of Parliament being read again, a Clauſe was offered to be added, allowing Sheep-Skins and Lamb-Skins, with Wooll upon them, to be exported till next Seſſion of Parliament, and after ſome debate thereon, the Act was conſidered Paragraph by Paragraph, and the Narrative with the Clauſe continuing the prohibition of Exporting *Engliſh* and *Iriſh* Wooll till next Seſſion of Parliament *incluſive*, put to the Vote and approven, then the general Clauſe to diſcharge the exporting any kind of Wooll, being read, the Queſtion was ſtated, if the Clauſe allowing the export of Skins with Wooll upon them ſhould be added thereto, yea, or no, and carried in the Affirmative; After which it being moved, that an additional Duty might be impoſed upon all Skins to be exported, and ſome Cautions adhibited for hindering other Wooll to be exported; together with that upon Skins; The Queſtion was thereupon firſt ſtated, *proceed*, or *delay*; and thereafter ſtated, *Approve the Act as it ſtands, or no*: And the Vote being asked, whether the *firſt* or the *ſecond* Queſtion ſhould be voted, carried that the *firſt* Queſtion ſhould be voted, and then the Vote being asked, *proceed*, or *delay*, carried *delay*.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

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MINUTES

Of the Proceedings in Parliament,

MINUTS

Of the Proceedings in Parliament.

Friday September 3. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read:*

PEtition by the Lady *Edinglaſſie* againſt the Laird of *Pourie*, read, and ordained to be ſeen and anſwered the firſt day in which the Parliament ſhall think fit to proceed upon privat Buſineſs, and the Lord Advocat, Sir *David Dalrymple*, and Sir *David Cunninghame*, allowed to plead for the Petitioner in her Cauſe mentioned in the Petition.

Petition for *George Dundaſs*, relating to his Summonds for a Protection, offered, and all Parties and their Procurators in both theſe Cauſes ordained to be ready, and attend the ſaid next Dyet of Parliament for privat buſineſs.

The Act anent the Exporting of Wooll farder proceeded in, and a Clauſe offered to regulat the manner of exporting Skins with Wooll on them, read; It was agreed to without a Vote, that no Skins with Wooll on them be exported from any place in this Kingdom excepting three Ports only, two of which three to be appointed in the Weſtern Coaſt, and one in the *Forth*; And the Vote being asked, whether the Port of *Leith*, or that of *Borrowſtounneſs* ſhould be appointed for the *Forth*; It carried *Borrowſtounneſs*: Then the Vote was asked, Whether *New-port Glaſgow*, or *Air* ſhould be appointed for the adjacent Ports of the *Weſtern* Coaſt, and carried *Newport-Glaſgow*; After which the Vote was asked, whether *Dumfries* or *Kirkcudbright* ſhould be appointed for the more *Southerly* parts of the ſaid Coaſt, and carried *Dumfries*.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Munday* next at Ten a Clock.

BY *Order of his Grace*, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament*, Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

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MINUTES

Of the Proceedings in Parliament.

MINUTS
Of the Proceedings in Parliament.

Munday September 6. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

THe Earl of *Marchmont* deſired that he might be allowed to withdraw an Overture by way of Act, which had lately been preſented by him, and was appointed to ly on the Table, but had not yet been read, the which deſire was granted, and the Clerks were appointed to give back the Overture.

Then his Lordſhip preſented an other Overture by way of Act, which was read, and the Queſtion being put, *If the ſaid Overture ſhould be marked in the Minuts*, or *not*; It carried in the *Negative*.

Petition by the Earl of *Crafurd*, anent the Arrears due to him and his Regiment being read, it was moved that the Petitioners caſe be remitted to the Lords Commiſſioners of Her Majeſties Theſaury, and that he have a ſiſt of Execution at the inſtance of his Creditors, for the Debts mentioned in the Petition till the next Seſſion of Parliament, which was agreed to.

Reſolved, that the next day the Parliament ſhall meet, be intirely beſtowed on diſcuſſing privat Caſes, without the interveening any publick Affair whatſoever.

The Petition of *Alexander Niſbet*, anent his Book of Heraldry read again, and his caſe recommended to the Lords Commiſſioners of Her Majeſties Theſaury.

Petition by the Meal mungers at *Leith* read, and the Magiſtrats of *Edinburgh* appointed to make Anſwer thereto the next ſitting of Parliament *peremptorie*.

Petition by *Robert Martin* of *Bruntbrae*, relating to his Tack of the Exciſe in *Aberdeen* Shire, read, and delayed till the Parliament appoint the Fonds for maintaining the Forces and other publick Expenſes.

The Act in favours of the Shire of *Caithneſs* read again.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, Adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament, Sir* James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties* Printer, *to Print theſe* Minuts *of* Parliament *and that no other preſume to Print the ſame.*

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MINUTES

Of the Proceedings in Parliament.

Monday September 6. 1703

MINUTS

Of the Proceedings in Parliament.

Tuesday September 7. 1703.

Prayers said,
The Roll Called,
The Minuts of the last Sederunt read.

THE Petition by Sir *Alexander Dalmahoy* of that Ilk, for a relief of his Fathers Cautionry for *Henry Legget* late Collector of the Cess in the Shire of *Mid-lothian*, who at the desire of the Commissioners of Supply in the Shire for the time had furnished certain Quantities of Corn, Straw and Hay to the Forces in the year 1691 read again, and it being moved and agreed to, that no Singular Successor in Lands within the Shire since the said time could be lyable to any such relief; The Vote was asked, *Grant the desire of the Petition with that Quality*, or not, and carried in the *Affirmative*.

Petition by Sir *George Home* of *Kello* and Partners, relating to the Sist of Execution granted by deliverance upon a Petition in favours of the Earl of *Crafurd*, read, and the Vote asked, *Adhere to the said Deliverance*, Yea, or No, carried *Adhere*.

The Petition by the Heretors of the Shires of *Inverness* and *Ross*, with the Answers for *Duncan Forbes* of *Colloden*, read, relating to an Act of Parliament obtained by the said *Duncan* in the year 1690, *Taxing the yearly Excise of Aquavita browen in his Lands of* Ferintosh *to four hundred* Merks *yearly*; And after Debate the Vote being stated, *Rescind the Act in so far as concerns the Excise*, or no; carried in the *Negative*: But the Effect of the Act was restricted of consent to the Growth of the said Lands allennarly.

Petition by Sir *William Douglass* anent his Arrears, and some Reparation for the loss of his Estate in *France*, read, and the Petitioner thereupon recommended to the Lords Commissioners of the Thesaury for his Arrears, and to the Queens Majesty for the said Reparation.

The Draught of the Act for a Manufactory of Lame, Purslame and Earthen Ware, in favours of *William Montgomery* and *George Lind*, read for the second time, put to the Vote and Approven.

The Action at the instance of the Laird of *Moristoun* against Sir *James Cockburn*, to declare the Trust of certain Bonds in the Defenders person for the behoove of the Pursuers Father, called, and the Advocats for either party heard, the Cause was remitted *in statu quo* to be discussed summarly before the Lords of Session.

The

The Action at the instance of the Earl of *Home* against Sir *Patrick Home*, for insisting upon his Protestation for remeed of Law against the Earl, called, and the Advocats for either Party ordained to be ready, and insist in their several Actions the next Dyet of Parliament for privat Business; After which the Vote was asked, whether the Parliament should at their next Meeting proceed upon Publick, or Privat Business, and carried they should proceed upon publick Business.

The Lord Chancellor by Order of Her Majesties High Commissioner, Adjourned the Parliament till *Thursday* next at Ten a Clock.

BY Order of his Grace, James Duke of Queensberry Her Majesties high Commissioner, and the Estates of Parliament, Sir James Murray of Philiphaugh, one of the Senators of the Colledge of Justice, Lord Clerk Register Appoints the Heirs and Successors of Andrew Anderson Her Majesties Printer to Print these Minuts of Parliament, and that no other presume to Print the same.

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Queens most Excellent Majesty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament.

Thursday September 9. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt read.

THe Draught of an Act containing certain Limitations on the Succeſſor to the Crown of this Kingdom failzeing Heirs of Her Majeſties Body offered, but before reading, It was moved, that the Parliament might proceed to finiſh the Act relating to the Exporting *Engliſh* and *Iriſh* Wooll, and not lay that aſide to begin the Conſideration of any new Overtures.

Moved, that the Proceedings of the Commiſſioners in the Treaty for the Union with *England* be laid before the Parliament, and thereupon it was ordered, that the Progreſs and Advancement in the ſaid Treaty be laid before the Parliament next *Sederunt*, and declared by a Vote of Parliament, that the Commiſſion granted for the ſaid Treaty is terminat and extinct, and that there ſhall be no new Commiſſion for treating of an Union betwixt the Kingdoms of *Scotland* and *England* without conſent of Parliament.

The Act continuing the prohibition to Export *Engliſh* and *Iriſh* Wooll proceeded in; and a Clauſe offered, Appointing all Packs of Skins with Wooll upon them to be ſealed by the ſeveral Collectors at the three Ports of Export, and to pay a certain Duty which was read, & thereupon the Vote was asked, if the Duty ſhould be Five or Eight of the Hundred of the value of ilk Pack, and carried Five; And then the Clauſe agreed to be added to the Act, and before voting the Act, Sir *Patrick Johnſtoun* and *Robert Inglis* in name of the Town of *Edinburgh*, and the reſt of the Royal Burrows proteſted, that the Act, or any thing therein contained, might not prejudge the Right and Priviledge of the Royal Burrows, and their free Ports, and particularly the Burgh of *Edinburgh* and Burgeſſes thereof, of their Right of free Ports, and priviledge of Export belonging thereto, conform to their Charters and Infeftments thereof, and thereupon entered their Diſſent, and craved the ſame might be marked; Which Proteſtation was adhered to by *Alexander Robertſon*, *John Scrimzeour*, *John Allardice*, Collonel *John Areskine*, *Walter Stuart*, *John Watſon* of *Aitherny*, *Hugh Montgomery*, *John Muir*, *James Scot*, *Robert Johnſtoun*, *Alexander Duff* of *Drumure*, *Sir John Erskine*, Mr. *James Melvill*, *Alexander Cunninghame*, *Walter Scot*, *William Coltran*, *Sir Andrew*

Hume,

Hume, Sir *James Smollet*, *Archibald Shiels*, Sir *Alexander Ogilvie* of *Forgland*, Mr: *William Johnstoun*, *Alexander Edgar*, *Daniel Campbel*, *James Bethun*, *John Hutchison*; Who all protested for their several Burghs to the effect abovementioned: After which the Act was put to the Vote and approven.

Petitions by Collonel *George Macgill*, Collonel *George Hamilton*, and Lieutenant General *George Ramsay*, ordained all to be seen and answered against the next sitting of Parliament.

The Lord Chancellor by Order of Her Majesties high Commissioner, adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace, James *Duke of* Queensberry, *Her Majesties High Commissioner, & the Estates of Parliament*, *Sir* James *Murray of* Philiphaugh, *one of the Senators of the Colledge of Justice*, *Lord Clerk Register*, *Appoints the Heirs and Successors of* Andrew *Anderson*, *Her Majesties Printer*, *to Print these Minuts of Parliament and that no other presume to Print the same.*

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Queen's most Excellent Majesty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament.

Friday September 10. 1703.

Prayers said,
The Rolls called,

THe *Minuts of the last Sederunt being read,* the Lord *Secretary* protested that the Deliverance on the Petition of the Heretors of *Inverness* and *Ross*, in favours of *Duncan Forbes* of *Culloden*, might not prejudge Her Majesties Interest in the annexed Property of the Excise; that it might neither operat an Extension of, nor Addition to the Acts in favours of the said *Duncan Forbes*, nor import any Monopoly in prejudice of the Petitioners or others, and that it might not derogat from, nor prejudge any Obligation upon the said *Duncan* to any Shire or person as accords of the Law; And thereupon asked *Instruments.*

Then Her Majesties High Commissioner made a Speech to the Parliament in manner following,

My Lords and Gentlemen,

IT Was with great uneasiness to me that I was forced to be silent yesterday, when so many did appear earnest that I should speak, I have all the Inclination in the World to give you full Satisfaction; But I thought that I ought not to be pressed to give the Royal Assent, or to Declare my Instructions in Parliament which I had made known to many Noble and Worthy Members, besides the Queens Servants.

Now, that these instances are let fall, and that you have proceeded to other Business, to testify how willing I am to give you Contentment in any thing that's in my power; I tell you freely, that I have received Her Majesties Pleasure, and am fully impowered to give the Royal Assent to all the Acts voted in this Session, excepting only that Act *Intituled, Act for Security of the Kingdom.* (you may easily believe that requires Her Majesties further Consideration) at the same time, Her Majesty expects, that you will mind your own Safety, in making necessary Provisions for the Troops upon the present Establishment, and that you will put the Trade and Customes

ſtomes on that foot, that the civil Liſt may be ſupported; And I intreat your Lordſhips to finiſh theſe as quickly as poſſible, that this Seſſion may be put to a ſpeedy and happy Concluſion.

It was thereupon moved, that there may be an Addreſs of Parliament to Her Majeſty, humbly intreating that Her Majeſty may be pleaſed to give the Royal Aſſent to the ſaid Act; and after ſome Debate upon that Motion, the Vote was ſtated, *Addreſs*, or *Proceed to other Buſineſs*, and carried *proceed to other Buſineſs*.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, Adjourned the Parliament till *Munday* next at Ten a Clock.

BY Order of his Grace, James Duke of Queensberry Her Majeſties high Commiſſioner, and the Eſtates of Parliament, Sir James Murray of Philiphaugh, one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter Appoints the Heirs and Succeſſors of Andrew Anderſon Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.

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MINUTS

Of the Proceedings in Parliament.

Munday September 13. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

THe Lord *Pitſligo* took the Oath of Alledgeance and Oath of Parliament, and ſubſcribed the Alledgeance and Aſſurance:

It being moved that the *D*raught of the Act offered the Ninth current by the Laird of *Saltoun for certain Limitations on the Succeſſor to the Crown failling Heirs of Her Majeſties Body*, might be conſidered; It was propoſed, that the Parliament might conform to their Vote on the 25 paſt, proceed upon farder Overtures for Trade, and thereupon the Queſtion being voted, whether the Parliament ſhould proceed on the ſaid Act for Limitations, or upon the Overtures for Trade, it carried that they ſhould proceed on the Overtures for Trade.

The Act for allowing the Importation of all Wines & Forraign Liquors read, & after long debate, the Queſtion was ſtated, *Approve* the firſt Clauſe allowing the Importation of all ſorts of Wines and other Forraign Liquors, or not; But before voting, the Marquiſs of *Tweddale* proteſted for himſelf, and in name and behalf of ſuch as ſhould adhere to his Proteſtation, that this *Act* allowing the Importation of *French* Wines and Brandie ought not to paſs, as being diſhonourable to Her Majeſty, inconſiſtent with the grand Allyance wherein ſhe is Engaged, and prejudicial to the Honour, Safety, Intereſt and Trade of this Kingdom, and therefore deſired his Proteſtation might be marked, and inſert in the Records of Parliament, and thereupon asked Inſtruments; To which proteſtation adhered his Grace the Duke of *Hamilton*, the Marquiſs of *Montroſe*, the Earls of *Errol*, *Mariſchal*, *Rothes*, *Home*, *Strathmore*, *Roxburgh*, *Haddingtoun*, *Selkirk*, and *Ruglen*, the Vilcount of *Stormount*, the Lords *Semple*, *Blantyre*, *Forreſter*, *Bargany*, *Elibank*, *Beilhaven*, *Colvill* and *Kinnaird*, *Robert* Dundaſs of *Arniſtoun*, Sir *Robert* Dickſon of *Innerask*, *George Lockhart* of *Carnwath*, *Andrew Fletcher* of Saltoun, *William Niſbet* of Dirletoun, *John Cockburn* younger of *Ormiſtoun*, Sir *Robert Sinclair* of *Longformachus*, Sir *John Home* of *Blackadder*, Sir *John* Swintoun of that Ilk, Sir *Patrick Home* of *Rentoun*, Sir *William Ker* of *Green-head*, *William Bennet* of Grubet, *William Baillie* of *Lamingtoun*, *George Baillie* of *Jerviſwood*, *John Sinclair* younger of *Stevinſon*, *James Hamilton* of *Aikenhead*, Mr. *William Cochran* of *Kilmaronock*, Sir *Humphray Colquhoun* of *Luſs*, Sir

John

John Houſtoun of that Ilk, John Grahame of Killearn, James Grahame of Buck-laivy, Robert Rollo of Powhouſe, Thomas Sharp of Houſtoun, John Hadden of Glenegies, Sir Patrick Murray of Auchtertyre, William Oliphant of Gask, Mungo Grahame of Gorthie, Sir Thomas Burnet of Leyes, Alexander Gordon of Pitlurg, John Udney of that Ilk, William Seaton of Pitmedden, James Moir of Stonywood, Lodovick Grant of that Ilk, Hugh Roſs of Kilravock, Sir William Anſtruther of that Ilk, David Bethun of Balfour, Major Henry Balfour of Dunboig, Robert Douglaſs of Strahendry, Mr. Patrick Lyon of Auchterhouſe, James Halyburtoun of Pitcurr, David Grahame of Fintry, Alexander Duff of Braco, James Brodie of that Ilk, Robert Dumbar of Grangehill, and John Bruce of Kinroſs Commiſſioners for Shires, Alexander Robertſon, Alexander Watſon, Alexander Edgar, George Baſson, James Oſwald, Patrick Bruce, Sir John Anſtruther, Sir John Erskine, James Spittle, Francis Moliſon, Sir James Halket, George Smith, Robert Kelly, Mr. John Lyon, George Brodie, Sir Robert Anſtruther, Mr. John Carruthers, George Home, Mr. James Bethune, John Baine, Mr. Alexander Arbuthnet, Commiſſioners for Burghs: Then the Vote was asked, *Approve the Clauſe, or not*; and carried in the *Affirmative*.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till to morrow at Ten a Clock.

BY *Order of his Grace,* James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, & the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice,* Lord Clerk Regiſter, *Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties* Printer, *to Print theſe* Minuts *of Parliament and that no other preſume to Print the ſame.*

JA. MURRAY, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queen's moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament.

Tueſday September 14. 1703.

Prayers ſaid,
The Rolls called,

THE *Minuts of the laſt* Sederunt being *read*, Sir *John Lauder* of *Fountainhall* deſired his adhering to the Marquiſs of *Tweddals* Proteſtation made the laſt *Sederunt* might be marked.

The *Act* allowing the Importation of Wines and Forraign Liquors, was proceeded in, and a Clauſe being offered, to declare that any Nobleman or Barron may in return for Effects of their Native Product exported by them on their own Risk, import Wines for their own uſe free of all Cuſtom, Exciſe, or other Duty, and that if they ſell the ſame, they ſhall loſe that Priviledge thereafter, and be fined in five thouſand *Merks*, whereof the half to the Informer. There was another Clauſe offered, *Reſerving to the Peers and Barrons the ſame Immunities and Freedoms from Cuſtoms for Wines, which they had by the* 251 *Act*, 15 *Parliament K. Ja.* 6. And after debate, the Vote being asked, whether the firſt Clauſe, or the ſecond Clauſe ſhould be added, it carried that the ſecond Clauſe ſhould be added; Then a Clauſe was offered, obliging the Importer to inſtruct his having exported of the Product of this Kingdom to the value of the Wine and Liquors imported, and confiſcating the Wine and Liquors imported above the value of the Export, whereupon the Vote was asked, *Add the Clauſe to the Act, or not*, and carried in the *Negative*; After which the Act was put to the Vote and approven.

The *Lord Chancellor* by Order of Her Majeſties high Commiſſioner, Adjourned the Parliament till to morrow at Ten a Clock.

BY *Order of his Grace*, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament*, Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

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MINUTS

Of the Proceedings in Parliament.

Wedneſday September 15. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

THE *Act* appointing thirty days to be the time for legal Execution within the Shire of *Caithneſs*, read, and ordered to be marked a firſt reading.

Petition by the Earl of *Breadalbine*, craving to be heard before paſſing of the Act as being prejudicial to his Juriſdiction in that Shire, read; and the Petitioner allowed to ſee the Act, and to give in his particular Reaſons againſt it before the ſecond reading.

The Act in favours of the Queens Vaſſals and Tennents within the Iſles of *Orkney* and *Zetland*, read, and ordered to be marked a firſt reading.

Petition by Collonel *George* M*cgill*, deſiring the Recommendation of the Eſtates to Her Majeſty, and the Lords Commiſſioners of Her Majeſties Theſaury, for relieving him of a Debt contracted for Clothing his Regiment, read, and granted.

Moved, that the Act for *Limitations* on the Succeſſor to the Crown, failing Heirs of Her Majeſty be conſidered.

Moved, That the Act for a *Supplie* receive a firſt reading, and after long Debate on theſe Motions, it was agreed, that the Parliament ſhould next *Sederunt* proceed upon Overtures for Liberty.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY *Order of his* Grace, James *Duke of* Queensberry, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the* Senators *of the Colledge of Juſtice, Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

JA. MURRAY. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printerthe to Queens moſt Excellent Majeſty, *Anno Dom.* 1703.

MINUTS

Of the Proceedings in Parliament.

Wednesday September 15. 1703.

The Roll called.
The Names of the last Sederunt read.

THE Act appointing thirty days to be the time for Legal Execution within the Shire of Caithness, read, and ordered to be marked a first reading.

Petition by the Earl of Breadalbane, craving to be heard before passing of the Act as being prejudicial to his Jurisdiction in that Shire, read; and the Petitioner allowed so to be: the Act, and to give in his particular Reasons against it before the second reading.

Orders read, and ordered to be marked a first reading.

Petition by Colonel George Wade, desiring the Recommendation of the Estates to Her Majesty, and the Honourable Commissioners of Her Majesties Treasury, for relieving him of a Debt contracted for Clothing his Regiment, read, and granted.

Moved, that the Act for Limitations on the Successor to the Crown, failing Heirs of Her Majesty be considered.

Moved, That the Act for a Supply receive a first reading, and after long Debate thereon, Motions, it was agreed, that the Parliament should next Session proceed upon Overtures for Liberty.

The Lord Chancellor by Order of Her Majesties High Commissioner, adjourned the Parliament till to Morrow at Ten a Clock.

TO the Duke of his Grace, James Duke of Queensbury, Her Majesties High Commissioner, and the Estates of Parliament, &c.

The Petition of [illegible] Lord Register, &c.

Humbly, &c.

[illegible] Parliament, and that no other Persons to print the same.

JA. MURRAY, Cla. Reg.

Edinburgh, Printed by the Heirs and Successors of Andrew Anderson, Printer to the Queens most Excellent Majesty, Anno Dom. 1703.

MINUTS

Of the Proceedings in Parliament.

Thurſday September 16. 1703.

Prayers ſaid,
The Rolls called,
The Minuts of the laſt Sederunt *read.*

THE following Acts received the Royal Aſſent, *viz.* Act *for ſecuring the True Proteſtant Religion, and* Presbyterian *Government.* Act *ratifying the turning the Meeting of the Eſtates into a* Parliament. Act *anent Leeſing-makers and Slanderers.* Act *for proving the Tenor in favours of* Anna Cockburn. Act *anent* Peace *and* War. Act *anent the publick Accompts.* Act *anent Butchers.* Act *in favours of the Company trading to* Africa *and the* Indies. Act *diſcharging the Importation of* Iriſh *Victual.* Act *continuing the Prohibition of exporting* Engliſh *and* Iriſh *Wooll till the next Seſſion of* Parliament inclusive. Act *in favours of* William Montgomery *and* George Lind, *for a* Manufactury *of Lame,* Purſlaine *and earthen* Wair. Act *allowing the Importation of* Wines *and other forraign Liquors.* After which Her Majeſties high Commiſſioner made a Speech to the Parliament as follows.

My Lords and Gentlemen,

WE have now paſt ſeveral good Acts for our Religion, Liberty and Trade, which I hope will be acceptable to all Her Majeſties good Subjects, *I* wiſh you had alſo given the Supplies neceſſary for the maintaining of Her Majeſties Forces, and preſerving the Peace and Safety of the Kingdom, but ſince *I* hope this may be yet done in due time, and that beſides ſome Queſtions and Difficulties are fallen, that in all probability you can have no time to determine; And that withal, it is fit Her Majeſty ſhould have time to conſider upon ſome things that have been laid before Her, and that we may know Her Mind therein more perfectly, a ſhort Receſs appears at preſent to be neceſſary, and that this Parliament be adjourned for ſome time: And therefore I have ordered my Lord Chancellor to adjourn this Parliament until the Twelfth day of *October* next.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, Adjourned the Parliament till *Tueſday* the Twelfth day of *October* next.

BY Order of his Grace, James *Duke of* Queensberry *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Sir James Murray *of* Philiphaugh, *one of the Senators of the Colledge of Juſtice, Lord Clerk* Regiſter *Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her* Majeſties Printer *to Print theſe* Minuts *of Parliament, and that no other preſume to Print the ſame.*

JA. MURRAY, *Cls. Reg.*

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MINUTES

Of the Proceedings in Parliament.

Thursday September 16. 1790.

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